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OF COUNSEL
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RETIRED
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December 9, 2016

VIA ELECTRONIC FILING

Daniel P. Wolf
Executive Secretary
Minnesota Public Utilities Commission
350 Metro Square Building
121 Seventh Place East
St. Paul, MN 55101

Re: In the Matter of the Joint Request of Preston Public Utilities and Tri-County Electric Cooperative to Update Electric Service Territory Records
MPUC Docket: _____
Our File No.: 63264-0001

Dear Mr. Wolf:

I represent Preston Public Utilities (the "Municipal"), which is authorized, on behalf of the Municipal and Tri-County Electric Cooperative (the "Cooperative") (collectively, the "Parties") to make this filing.

Summary of Joint Request

This filing constitutes the Parties' joint request under Minn. Stat. § 216B.39, subd. 3, that the MPUC modify the Parties' service territory boundaries. This joint request concerns the permanent transfer of two areas located within the electric service territory assigned to the Cooperative (the "Affected Areas"), as further described below.

Legal Authorities

By statute, "the commission may on its own or at the request of an electric utility make changes in the boundaries of the assigned service areas, but only after notice and hearing . . ." Minn. Stat. § 216B.39, subd. 3. In addition, "no electric utility shall render or extend electric service at retail within the assigned service area of another electric utility unless the electric utility consents thereto in writing . . ." Minn. Stat. § 216B.40 (2014). In the present case, the Parties have agreed to transfer two areas to the Municipal's assigned service territory. The Parties have agreed upon appropriate

compensation. The Parties request that the Commission update its official records as to the Affected Areas.

Underlying Documents

1. Exhibit A-1: Veterans Cemetery. The Southeastern Minnesota Veterans Cemetery is designed to honor veterans and to serve the region. The project encompasses approximately 176 acres, and the State, the federal government, and the County have participated in the planning and implementation of this important project. Attached as Exhibit A-1 is a map and legal description of this area. With the Cooperative's written consent, the Municipal has been providing interim service during the planning stages of this project.

2. Exhibit A-2: Gehling Property. The second area involves approximately 7.6 acres of land and is known as the Gehling Property. Attached as Exhibit A-2 is a map and legal description of this area. With the Cooperative's written consent, the Municipal has been providing interim service during the construction of this area.

Contact Information

If there are any questions concerning this filing, you may contact the following representatives:

Preston Public Utilities:

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Straughn & Lamb, Chtd.
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City Administrator & Utility General Manager
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Fax 507-765-2794
jhoffman@prestonmn.org

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Page 3

Tri-County Electric Cooperative:

Brian Krambeer
President and CEO
31110 Cooperative Way
P.O. Box 626
Rushford, MN 55971
507.864.7783
bkrambeer@tec.coop

Request


The Parties therefore petition the Commission to accept and file these documents and provide due acknowledgment thereof. The Parties further request that the Commission provide evidence of its acknowledgment of these changes of service territory boundaries, and the updating of the official service territory records.

Proposed Service List

A copy of this letter and the accompanying documents has been mailed or emailed to the persons on the enclosed proposed service list.

Please contact me if you have any questions.

Sincerely,


Kathleen M. Brennan

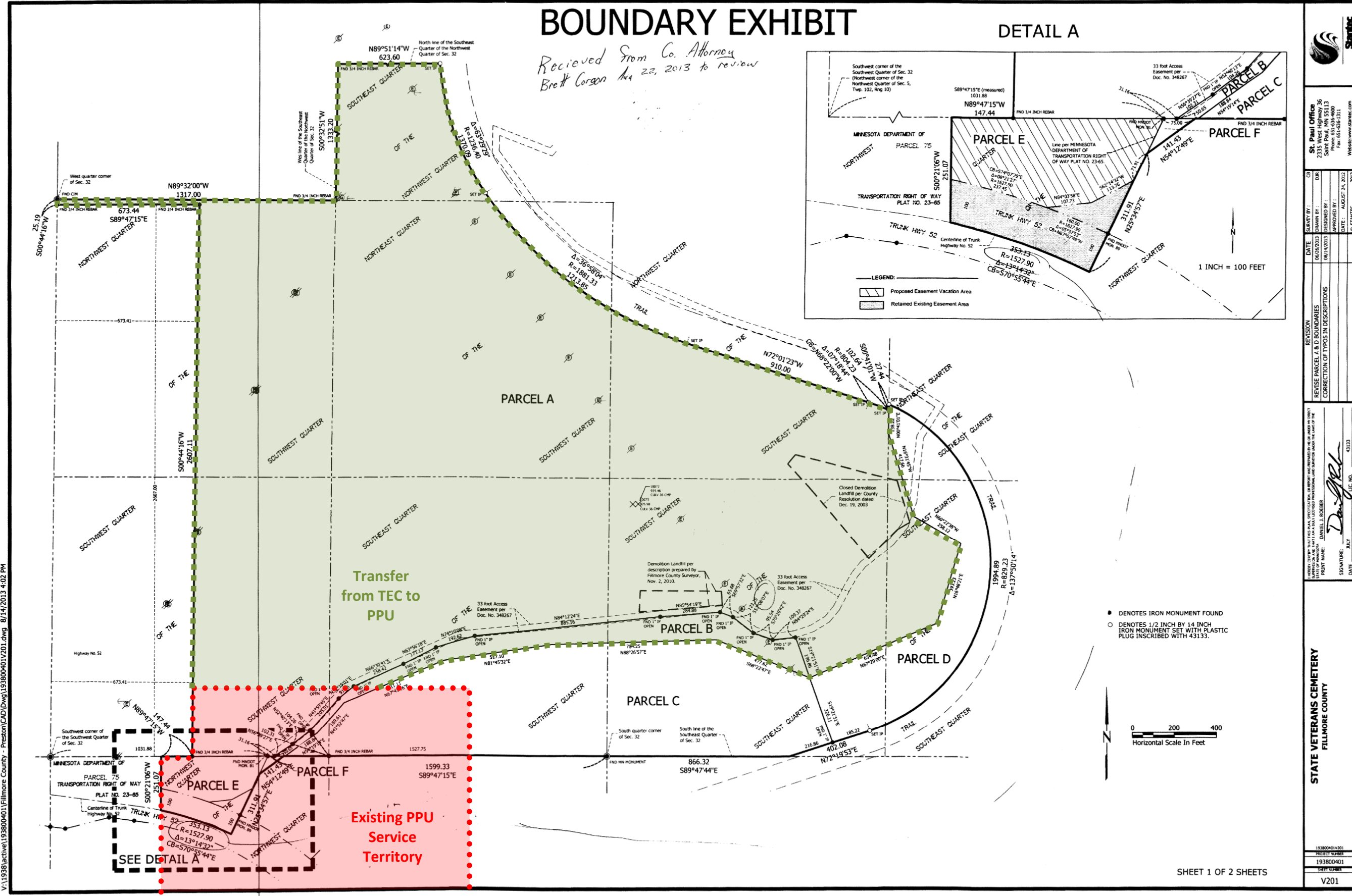
Enclosures

cc (w/encl.): Proposed Service List

BOUNDARY EXHIBIT

DETAIL A

*Received from Co. Attorney
Brett Corson May 22, 2013 to review*



St. Paul Office
2335 West Highway 36
Saint Paul, MN 55113
Phone: 651-435-4000
Fax: 651-435-4111
www.startec.com

DATE: 06/26/2013
DRAWN BY: DJR
DESIGNED BY: DJR
APPROVED BY: DJR
DATE: AUGUST 24, 2012
© STARTEC

REVISION
REVISE PARCEL A & D BOUNDARIES
CORRECTION OF TYPES IN DESCRIPTIONS

LIBRARY CHECKED: []
DATE: []
PROJECT NAME: STATE VETERANS CEMETERY
DRAWN BY: DANIEL J. EDEBER
DATE: JULY
SIGNATURE: *Daniel J. Edeber*
DATE: JULY
LIC. NO.: 43113

STATE VETERANS CEMETERY
FILLMORE COUNTY

193800401V201
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193800401
V201

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PARCEL A

That part of Section 32, Township 103, Range 10, Fillmore County, Minnesota described as follows:

The West One-half of the Southwest Quarter EXCEPT that part described as follows: Beginning at the southwest corner of said West One-half of the Southwest Quarter, thereof; thence east 40-13/16 rods; thence north 158 rods; thence west 40-13/16 rods; thence south 158 rods to the point of beginning.

TOGETHER with the Southeast Quarter of the Southwest Quarter and the Northeast Quarter of the Southwest Quarter and the Southeast Quarter of the Northwest Quarter and the Northwest Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter lying northwesterly, westerly, southwesterly, westerly, and northwesterly of the following described line:

Commencing at the south quarter corner of said Section 32; thence South 89 degrees 47 minutes 44 seconds East, assumed bearing along the South line of said Southwest Quarter of the Southeast Quarter, 866.32 feet and the point of beginning of the line to be described; thence North 72 degrees 19 minutes 53 seconds East, 402.08 feet; thence northeasterly, northerly and northwesterly 1994.89 feet along a tangential curve concave to the west having a radius of 829.23 feet and central angle of 137 degrees 50 minutes 14 seconds to the east line of said Northwest Quarter of the Southeast Quarter; thence South 00 degrees 41 minutes 01 seconds West along said east line, 27.44 feet; thence northwesterly 102.64 feet along a non-tangential curve concave to the southwest having a radius of 804.23 feet, a central angle of 07 degrees 18 minutes 44 seconds and a chord bearing of North 68 degrees 22 minutes 00 seconds West; thence North 72 degrees 01 minutes 23 seconds West, 910.00 feet; thence northwesterly 1213.85 feet along a tangential curve concave to the northeast having a radius of 1881.33 feet and central angle of 36 degrees 58 minutes 04 seconds; thence northwesterly, northerly, and northeasterly 1370.09 feet along a compound curve concave to the east having a radius of 1236.40 feet and central angle of 63 degrees 29 minutes 29 seconds to the north line of said Southeast Quarter of the Northwest Quarter and said line there terminating.

EXCEPT That part of the West half of the Southwest Quarter and that part of the Southeast Quarter of the Southwest Quarter and that part of the Southwest Quarter of the Southeast Quarter of Section 32, Township 103, Range 10, Fillmore County, Minnesota, described as follows:

Commencing at the southeast corner of the West One-half of the Southwest Quarter of said Section 32; thence North 89 degrees 47 minutes 15 seconds West, along the south line of said West One-half of the Southwest Quarter, 257.68 feet to the point of beginning; thence North 56 degrees 39 minutes 27 seconds East, 102.31 feet; thence North 52 degrees 40 minutes 13 seconds East, 104.26 feet; thence North 41 degrees 59 minutes 45 seconds East, 205.01 feet; thence North 52 degrees 19 minutes 01 seconds East, 91.36 feet; thence North 66 degrees 30 minutes 41 seconds East, 258.42 feet; thence North 63 degrees 56 minutes 18 seconds East, 171.13 feet; thence North 74 degrees 10 minutes 08 seconds East, 192.62 feet; thence North 84 degrees 12 minutes 24 seconds East, 885.16 feet; thence North 85 degrees 54 minutes 19 seconds East, 284.88 feet; thence South 69 degrees 57 minutes 32 seconds East, 65.68 feet; thence South 53 degrees 08 minutes 07 seconds East, 123.25 feet; thence South 70 degrees 29 minutes 42 seconds East, 95.54 feet; thence North 84 degrees 29 minutes 24 seconds East, 109.37 feet; thence South 19 degrees 21 minutes 51 seconds East, 196.86 feet; thence North 68 degrees 22 minutes 47 seconds West, 477.62 feet; thence South 88 degrees 26 minutes 57 seconds West, 784.25 feet; thence South 81 degrees 45 minutes 32 seconds West, 517.10 feet; thence South 67 degrees 41 minutes 16 seconds West, 511.11 feet; thence South 41 degrees 52 minutes 47 seconds West, 189.61 feet; thence South 54 degrees 19 minutes 14 seconds West, 188.84 feet to said south line of the West One-half of the Southwest Quarter; thence North 89 degrees 47 minutes 15 seconds West, along said south line of the West One-half of the Southwest Quarter, 50.65 feet to the point of beginning.

EXCEPT that part of the West half of the Southwest Quarter and that part of the Southeast Quarter of the Southwest Quarter and that part of the Southwest Quarter of the Southeast Quarter of Section 32, Township 103, Range 10, Fillmore County, Minnesota, described as follows:

Commencing at the southeast corner of the West One-half of the Southwest Quarter of said Section 32; thence North 89 degrees 47 minutes 15 seconds West, along the south line of said West One-half of the Southwest Quarter, 257.68

feet; thence North 56 degrees 39 minutes 27 seconds East, 102.31 feet; thence North 52 degrees 40 minutes 13 seconds East, 104.26 feet; thence North 41 degrees 59 minutes 45 seconds East, 205.01 feet; thence North 52 degrees 19 minutes 01 seconds East, 91.36 feet; thence North 66 degrees 30 minutes 41 seconds East, 258.42 feet; thence North 63 degrees 56 minutes 18 seconds East, 171.13 feet; thence North 74 degrees 10 minutes 08 seconds East, 192.62 feet; thence North 84 degrees 12 minutes 24 seconds East, 885.16 feet; thence North 85 degrees 54 minutes 19 seconds East, 284.88 feet; thence South 69 degrees 57 minutes 32 seconds East, 65.68 feet; thence South 53 degrees 08 minutes 07 seconds East, 123.25 feet; thence South 70 degrees 29 minutes 42 seconds East, 95.54 feet; thence North 84 degrees 29 minutes 24 seconds East, 109.37 feet; thence South 19 degrees 21 minutes 51 seconds East, 196.86 feet to the point of beginning; thence North 68 degrees 22 minutes 47 seconds West, 477.62 feet; thence South 88 degrees 26 minutes 57 seconds West, 784.25 feet; thence South 81 degrees 45 minutes 32 seconds West, 517.10 feet; thence South 67 degrees 41 minutes 16 seconds West, 511.11 feet; thence South 41 degrees 52 minutes 47 seconds West, 189.61 feet; thence South 54 degrees 19 minutes 14 seconds West, 188.84 feet to said south line of the West One-half of the Southwest Quarter; thence South 89 degrees 47 minutes 15 seconds East, along said south line of the West One-half of the Southwest Quarter and the south line of said Southwest Quarter, 1527.75 feet to the South Quarter corner of said Section 32; thence South 89 degrees 47 minutes 44 seconds East along the South line of said Southwest Quarter of the Southeast Quarter, 866.32 feet; thence North 72 degrees 19 minutes 53 seconds East, 216.86 feet to the intersection of a line which bears South 19 degrees 21 minutes 51 seconds East from the point of beginning; thence North 19 degrees 21 minutes 51 seconds West, 326.11 feet to the point of beginning.

EXCEPT that part of the that part of the Southwest Quarter of the Southeast Quarter, the Southeast Quarter of the Southeast Quarter, and the Northeast Quarter of the Southeast Quarter of Section 32, Township 103, Range 10, Fillmore County, Minnesota, described as lying southeasterly, easterly, northeasterly and easterly of the following described line:

Commencing at the southeast corner of the West One-half of the Southwest Quarter of said Section 32; thence North 89 degrees 47 minutes 15 seconds West, along the south line of said West One-half of the Southwest Quarter, 257.68 feet; thence North 56 degrees 39 minutes 27 seconds East, 102.31 feet; thence North 52 degrees 40 minutes 13 seconds East, 104.26 feet; thence North 41 degrees 59 minutes 45 seconds East, 205.01 feet; thence North 52 degrees 19 minutes 01 seconds East, 91.36 feet; thence North 66 degrees 30 minutes 41 seconds East, 258.42 feet; thence North 63 degrees 56 minutes 18 seconds East, 171.13 feet; thence North 74 degrees 10 minutes 08 seconds East, 192.62 feet; thence North 84 degrees 12 minutes 24 seconds East, 885.16 feet; thence North 85 degrees 54 minutes 19 seconds East, 284.88 feet; thence South 69 degrees 57 minutes 32 seconds East, 65.68 feet; thence South 53 degrees 08 minutes 07 seconds East, 123.25 feet; thence South 70 degrees 29 minutes 42 seconds East, 95.54 feet; thence North 84 degrees 29 minutes 24 seconds East, 109.37 feet; thence South 19 degrees 21 minutes 51 seconds East, 196.86 feet; thence continuing South 19 degrees 21 minutes 51 seconds East, 326.11 feet to the point of beginning of the line to be described; thence North 19 degrees 21 minutes 51 seconds West, 326.11 feet; thence North 67 degrees 29 minutes 00 seconds East, 654.48 feet; thence North 16 degrees 48 minutes 21 seconds East, 393.23 feet; thence North 60 degrees 22 minutes 38 seconds West, 258.12 feet; thence North 16 degrees 31 minutes 45 seconds West, 417.66 feet to the west line of said Northeast Quarter of the Southeast Quarter; thence North 00 degrees 41 minutes 01 seconds East, along said west line, 138.22 feet and said line there terminating.

AND said parcel lying northwesterly, westerly, and southwesterly of the following described line:

Commencing at the south quarter corner of said Section 32; thence South 89 degrees 47 minutes 44 seconds East, assumed bearing along the south line of said Southwest Quarter of the Southeast Quarter, 866.32 feet; thence North 72 degrees 19 minutes 53 seconds East, 216.86 feet to the point of beginning of the line to be described; thence continuing North 72 degrees 19 minutes 53 seconds East, 185.22 feet; thence northeasterly, northerly and northwesterly 1994.89 feet along a tangential curve concave to the west having a radius of 829.23 feet and central angle of 137 degrees 50 minutes 14 seconds to said west line of said Northeast Quarter of the Southeast Quarter and said line there terminating.

PARCEL B

That part of the West half of the Southwest Quarter and that part of the Southeast Quarter of the Southwest Quarter and that part of the Southwest Quarter of the Southeast Quarter of Section 32, Township 103, Range 10, Fillmore County, Minnesota, described as follows:

Commencing at the southeast corner of the West One-half of the Southwest Quarter of said Section 32; thence North 89 degrees 47 minutes 15 seconds West, along the south line of said West One-half of the Southwest Quarter, 257.68 feet to the point of beginning; thence North 56 degrees 39 minutes 27 seconds East, 102.31 feet; thence North 52 degrees 40 minutes 13 seconds East, 104.26 feet; thence North 41 degrees 59 minutes 45 seconds East, 205.01 feet; thence North 52 degrees 19 minutes 01 seconds East, 91.36 feet; thence North 66 degrees 30 minutes 41 seconds East, 258.42 feet; thence North 63 degrees 56 minutes 18 seconds East, 171.13 feet; thence North 74 degrees 10 minutes 08 seconds East, 192.62 feet; thence North 84 degrees 12 minutes 24 seconds East, 885.16 feet; thence North 85 degrees 54 minutes 19 seconds East, 284.88 feet; thence South 69 degrees 57 minutes 32 seconds East, 65.68 feet; thence South 53 degrees 08 minutes 07 seconds East, 123.25 feet; thence South 70 degrees 29 minutes 42 seconds East, 95.54 feet; thence North 84 degrees 29 minutes 24 seconds East, 109.37 feet; thence South 19 degrees 21 minutes 51 seconds East, 196.86 feet; thence North 68 degrees 22 minutes 47 seconds West, 477.62 feet; thence South 88 degrees 26 minutes 57 seconds West, 784.25 feet; thence South 81 degrees 45 minutes 32 seconds West, 517.10 feet; thence South 67 degrees 41 minutes 16 seconds West, 511.11 feet; thence South 41 degrees 52 minutes 47 seconds West, 189.61 feet; thence South 54 degrees 19 minutes 14 seconds West, 188.84 feet to said south line of the West One-half of the Southwest Quarter; thence North 89 degrees 47 minutes 15 seconds West, along said south line of the West One-half of the Southwest Quarter, 50.65 feet to the point of beginning.

PARCEL E

That part of the Northwest Quarter of the Northwest Quarter of Section 5, Township 102 North, Range 10 West, Fillmore County, Minnesota, described as follows: Beginning at the northwest corner of said Northwest Quarter of the Northwest Quarter; thence North 88 degrees 52 minutes 34 seconds East on an assumed bearing along the north line of said Northwest Quarter of the Northwest Quarter for 1042.10 feet; thence South 24 degrees 13 minutes 34 seconds West for 408.32 feet to the centerline of Trunk Highway No. 52 as located and established prior to January 1, 1985; thence northwesterly for 481.65 feet along said centerline and along a non-tangential curve, concave to the southwest, having a radius of 1527.92 feet, a central angle of 18 degrees 03 minutes 42 seconds, a chord bearing of North 74 degrees 19 minutes 28 seconds West and a chord distance of 479.66 feet; thence North 83 degrees 21 minutes 19 seconds West, tangent to said curve, for 412.24 feet to the west line of said Northwest Quarter of the Northwest Quarter; thence North 01 degrees 00 minutes 05 seconds along said west line for 174.65 feet to the point of beginning; EXCEPTING THEREFROM that part shown as Parcel 75 on Minnesota Department of Transportation Right of Way Plat No. 23-65 as the same is on file and of record in the office of the County Recorder in and for said County.

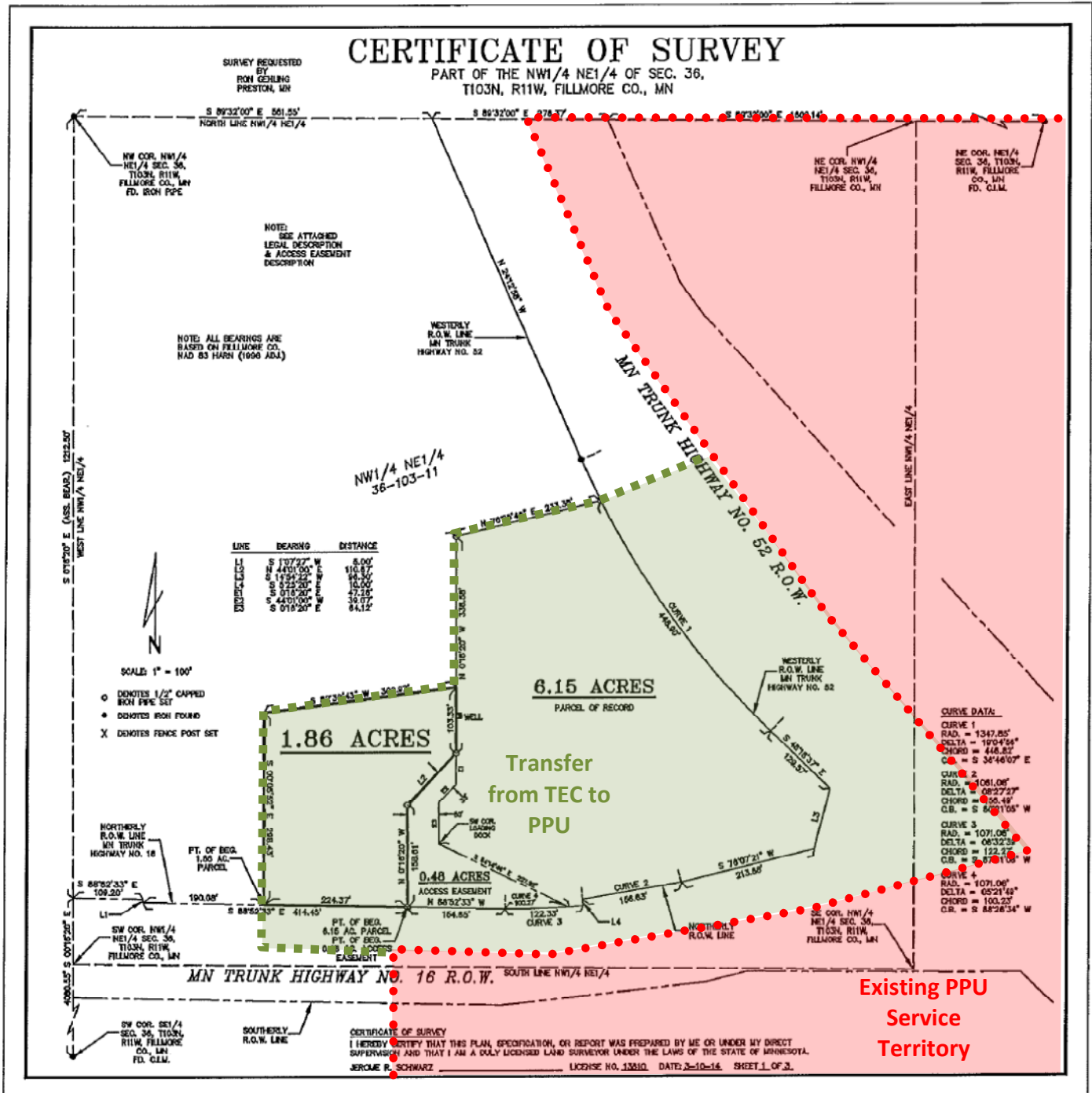
PARCEL F

That part of the Northwest Quarter of the Northwest Quarter of Section 5, Township 102 North, Range 10 West, Fillmore County, Minnesota, described as follows: From a point on the north line of said Section 5, distant 1042.10 feet east of the northwest corner thereof, run southwesterly at an angle of 64 degrees 39 minutes from said north section line (measured from west to south) for 350.3 feet, more or less, to the northeasterly line of Trunk Highway No. 52 as located and established prior to January 1, 1955, and the point of beginning of the tract to be described; thence northeasterly along the last described course for 350.3 feet, more or less, to the north line of said Section 5; thence easterly along said north section line for 300 feet, more or less, to the northeast corner of said Northwest Quarter of the Northwest Quarter; thence south along the east line thereof for 400 feet; thence deflect to the right at an angle of 45 degrees 00 minutes for 190 feet, more or less, to the northeasterly line of said Trunk Highway No. 52; thence northwesterly along said northeasterly line for 358 feet, more or less, to the point of beginning; EXCEPTING THEREFROM that part in the southeasterly corner thereof as described in Quit Claim Deed dated February 9, 1984 and recorded February 17, 1984, as Document No. 235719.

That part of the above described tract which lies northwesterly of the following described line:

Commencing at Right of Way Boundary Corner B1* as shown on MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY Plat No. 23-65; thence easterly on an azimuth of 90 degrees 12 minutes 45 seconds along the north line of said Section 5 and the North line of the above described tract for 75.00 feet to the point of beginning of the line to be described; thence on an azimuth of 234 degrees 12 minutes 47 seconds for 141.43 feet, more or less, to the northwesterly line of said above described tract and there terminating.

Exhibit "A-2" - Service Territory Transfer - Gehling/Dairy & Farm Site



LEGAL DESCRIPTION - 6.15 Acres

That part of the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) of Section 36, Township 103 North, Range 11 West, Fillmore County, Minnesota, described as follows: Commencing at the Northwest Corner of said NW 1/4 NE 1/4; thence South 00 degrees 16 minutes 20 seconds East (assumed bearing) along the West line of said NW 1/4 NE 1/4, 1212.50 feet to the Northerly Right-of-Way line of Minnesota Trunk Highway No. 16; thence South 88 degrees 52 minutes 33 seconds East along said R.O.W. line, 109.20 feet; thence South 01 degree 08 minutes 04 seconds West along said R.O.W. line, 5.00 feet; thence South 88 degrees 52 minutes 33 seconds East along said R.O.W. line, 414.45 feet to the point of beginning of the tract of land to be herein described; thence North 00 degrees 16 minutes 20 seconds West, 158.61 feet; thence North 44 degrees 01 minute 00 seconds East, 110.67 feet; thence North 00 degrees 16 minutes 20 seconds West, 336.58 feet; thence North 76 degrees 25 minutes 46 seconds East, 233.35 feet to the Westerly Right-of-Way line of Minnesota Trunk Highway No. 52; thence Southerly 448.90 feet along said R.O.W. line and along a nontangential curve, concave to the East, having a radius of 1347.85 feet and central angle of 19 degrees 04 minutes 56 seconds (chord bears South 36 degrees 46 minutes 07 seconds East and chord length is 446.82 feet); thence South 46 degrees 18 minutes 37 seconds East tangent to said curve and along said R.O.W. line, 129.57 feet; thence South 14 degrees 54 minutes 22 seconds West along said R.O.W. line, 96.30 feet; thence South 76 degrees 07 minutes 21 seconds West along said Northerly R.O.W. line of said Minnesota Trunk Highway No. 16, 213.88 feet; thence Westerly 156.63 feet along said R.O.W. line and along a tangential curve, concave to the North, having a radius of 1061.08 feet and central angle of 08 degrees 27 minutes 27 seconds (chord bears South 80 degrees 21 minutes 05 seconds West and chord length is 156.49 feet); thence South 05 degrees 25 minutes 20 seconds East not tangent to said curve and along said R.O.W. line, 10.00 feet; thence Westerly 122.33 feet along said R.O.W. line and along a nontangential curve, concave to the North, having a radius of 1071.08 feet and central angle of 06 degrees 32 minutes 39 seconds (chord bears South 87 degrees 51 minutes 08 seconds West and chord length is 122.27 feet); thence North 88 degrees 52 minutes 33 seconds West tangent to said curve and along said R.O.W. line, 154.65 feet to the point of beginning and containing 6.15 acres, more or less. Subject to easement for access purposes across the Southwesterly corner thereof. Subject to any other easements of record.

LEGAL DESCRIPTION - 1.86 Acres

That part of the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) of Section 36, Township 103 North, Range 11 West, Fillmore County, Minnesota, described as follows: Commencing at the Northwest Corner of said NW 1/4 NE 1/4; thence South 00 degrees 16 minutes 20 seconds East (assumed bearing) along the West line of said NW 1/4 NE 1/4, 1212.50 feet to the Northerly Right-of-Way line of Minnesota Trunk Highway No. 16; thence South 88 degrees 52 minutes 33 seconds East along said R.O.W. line, 109.20 feet; thence South 01 degree 07 minutes 27 seconds West along said R.O.W. line, 5.00 feet; thence South 88 degrees 52 minutes 33 seconds East along said R.O.W. line, 190.08 feet to the point of beginning of the tract of land to be herein described; thence continuing South 88 degrees 52 minutes 33 seconds East along said R.O.W. line, 224.37 feet; thence North 00 degrees 16 minutes 20 seconds West, 158.61 feet; thence North 44 degrees 01 minute 00 seconds East, 110.67 feet; thence North 00 degrees 16 minutes 20 seconds West, 103.33 feet; thence South 82 degrees 39 minutes 43 seconds West, 302.97 feet; thence South 00 degrees 05 minutes 52 seconds East, 298.43 feet to the point of beginning and containing 1.86 acres, more or less. Subject to any easements of record.

PROPOSED SERVICE LIST

Re: In the Matter of the Joint Request of Preston Public Utilities and Tri-County Electric Cooperative to Update Electric Service Territory Records
MPUC Docket: _____

Via Electronic Filing

Daniel P. Wolf
Executive Secretary
Minnesota Public Utilities Commission
350 Metro Square Building
121 Seventh Place East
St. Paul, MN 55101

Via Electronic Filing

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Courtesy Copies

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(Preston Public Utilities)