McGrann Shea Carnival Straughn & Lamb, Chartered

ATTORNEYS AT LAW

WILLIAM R. MCGRANN DOUGLAS M. CARNIVAL PETER L. COOPER KATHLEEN M. LAMB JOHN R. SCHULZ BRIAN L. SOBOL SCOTT B. CROSSMAN

CARLA J. PEDERSEN JOSEPH T. BAGNOLI ROGER J. STELLJES JEFFREY C. URBAN KATHLEEN MICHAELA BRENNAN CARL S. WOSMEK AMY L. COURT

CHRISTY E. LAWRIE KEVIN A. SCHAEKEL OF COUNSEL

ROBERT O. STRAUGHN

RETIRED ANDREW J. SHEA

November 15, 2017

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VIA ELECTRONIC FILING

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

In the Matter of the Joint Request of the Alexandria Board of Public Works d/b/a ALP Utilities and Otter Tail Power to Modify Electric Service Territory

Boundaries

MPUC Docket:

Our File No : 63590-0001

Dear Mr. Wolf:

I represent the Alexandria Board of Public Works d/b/a ALP Utilities, a municipal utility duly organized and existing under the laws of the State of Minnesota (the "Municipal"), which is authorized, on behalf of itself and Otter Tail Power ("OTP") (collectively, the "Parties"), to make this filing.

# Summary of the 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 an area within the electric service territory assigned to OTP (the "Transfer Area"), 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 Mr. Daniel Wolf November 15, 2017 Page 2

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 seek to adjust the service territory boundaries to permanently transfer the Transfer Area 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 electric service territory boundaries.

## **Underlying Information**

Exhibits A and B: Transfer Area. Attached as Exhibit A is a map and Exhibit B is a legal description that depict the boundaries of the Transfer Area. The Transfer Areas include approximately 588 acres. The Parties have agreed to the terms and conditions for the transfer of the Transfer Area, including compensation provisions, Although the Transfer Area currently contains after arms-length negotiations. approximately four farm customers (one of which is not currently receiving electric service), the Parties agreed that OTP will continue to serve the current customers in the Transfer Area on a service-by-exception basis until the Parties have arranged the transfer of electric service for each affected customer. Accordingly, no customers have changed providers at this point.

The Parties acknowledge that the Commission wishes to direct separate notice to customers as to the pending proceeding before the Commission. The Parties will provide this notice to all customers in the Transfer Areas, and will update the Commission via separate filing.

# Contact Information

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

Alexandria Board of Public Works d/b/a ALP Utilities:

Allen Crowser General Manager ALP Utilities 316 Fillmore Street Alexandria, MN 56308 320-763-6501 acrowser@alputilities.com Counsel: Kaela Brennan McGrann Shea Carnival Straughn & Lamb, Chtd. 800 Nicollet Mall, Suite 2600 Minneapolis, MN 55402 (612) 338-2525

kmb@mcgrannshea.com

Mr. Daniel Wolf November 15, 2017 Page 3

Otter Tail Power:
Leon Kremeier
Division Manager
Otter Tail Power Company
410 College Avenue
Crookston, MN 56716
Ikremeier@otpco.com

Counsel:
Jake Ellefson
jellefson@otpco.com

## 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 the representatives above if you have any questions. Thank you for your assistance.

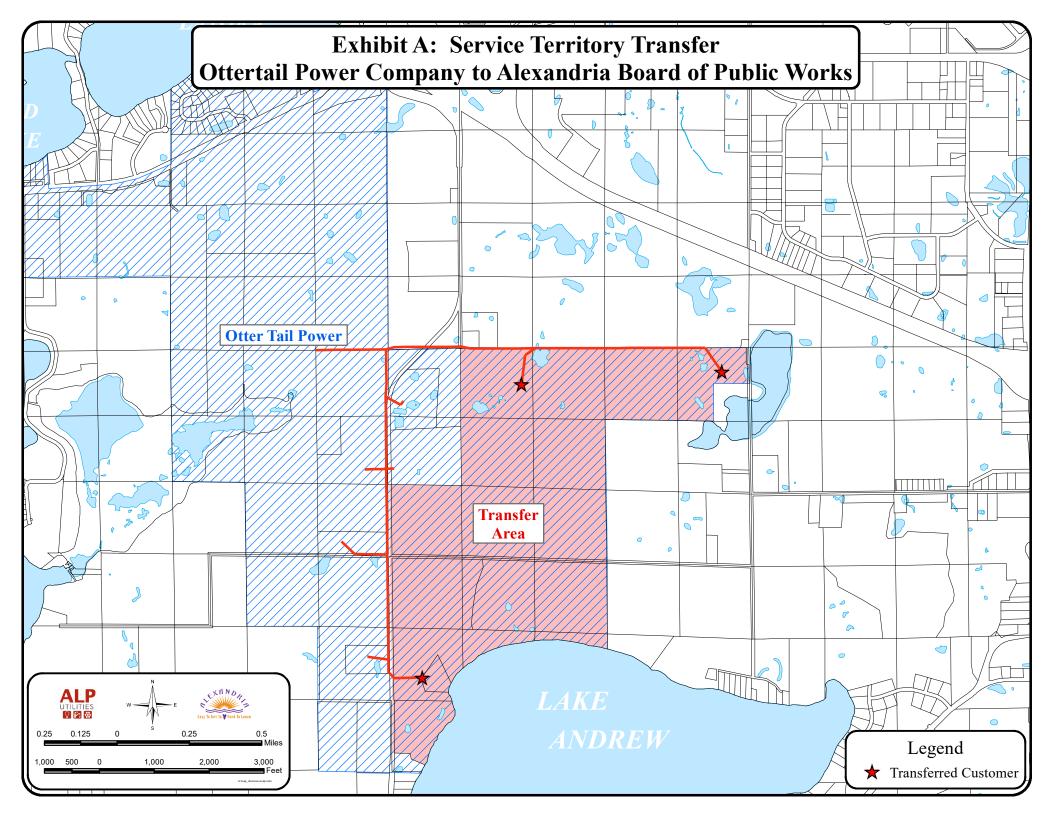
Sincerely,

Kathleen M. Brennan

Walnu M.

Enclosures

cc (w/encl.): Proposed Service List



### **EXHIBIT B: LEGAL DESCRIPTION OF TRANSFER AREA**

The West Half of Section 2 (318.76 Acres), the East Half of the Southeast Quarter of Section 3 (80 Acres), all of Government Lot 1 Section 10 (35.83 Acres), all of Government Lot 1, Section 11 (12.84 Acres), and Lot 1, Block 1, Zavadil's First Douglas County Addition (19.96 Acres), all in Township 127 North, Range 38 West, City of Alexandria, Douglas County, Minnesota. Also, in Douglas County, Lake Mary TWP, Section 2 Township 127:R38 NE4 EX SE4NE4 & N 306.13' OF E 50' OF NE4NE4 AC (120.73 Acres)

(588.12 Total Acres)

#### PROPOSED SERVICE LIST

Re: In the Matter of the Joint Request of the Alexandria Board of Public Works d/b/a ALP Utilities and Otter Tail Power to Modify Electric Service Territory

Boundaries
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

Ms. Sharon Ferguson
MN Department of Commerce
85 7<sup>th</sup> Place East, Suite 500
St. Paul, MN 55101-2198

Via Electronic Filing

Julia Anderson
Office of the Attorney General-DOC
1800 BRM Tower
445 Minnesota Street
St. Paul, MN 55101-2134

Via Electronic Filing

John Lindell
Office of the Attorney General-RUD
1400 BRM Tower
445 Minnesota Street
St. Paul, MN 55101-2130

Via Electronic Mail
Leon Kremeier
Division Manager
Otter Tail Power Company
410 College Avenue
Crookston, MN 56716
Ikremeier@otpco.com
(Otter Tail Power)

Via Electronic Mail
Jake Ellefson
Legal Counsel
jellefson@otpco.com
(Otter Tail Power)

Via Electronic Mail
Allen Crowser
General Manager
ALP Utilities
316 Fillmore Street
Alexandria, MN 56308
acrowser@alputilities.com
(Alexandria Board of Public Works d/b/a
ALP Utilities)

Courtesy Copies

Ms. Kathleen M. Brennan
McGrann Shea Carnival Straughn
& Lamb, Chartered
800 Nicollet Mall
Suite 2600
Minneapolis, MN 55402-7035
kmb@mcgrannshea.com
(Alexandria Board of Public Works d/b/a
ALP Utilities)