

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  CITY OF GUTTENBERG and ALLAMAKEE-CLAYTON ELECTRIC COOPERATIVE, INC.	DOCKET NO. SPU-00-23
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**ORDER GRANTING PETITION FOR MODIFICATION  
OF SERVICE AREA BOUNDARIES**

(Issued January 24, 2001)

On December 14, 2000, the City of Guttenberg (Guttenberg) and Allamakee-Clayton Electric Cooperative, Inc. (Allamakee), filed a joint petition for modification of electric service area boundaries pursuant to 199 IAC 20.3(9). No objections to the petition were filed.

Guttenberg and Allamakee request the Board transfer from Allamakee to Guttenberg the service territory in Clayton County described as follows:

The Southeast Quarter (SE ¼) of Section Twenty (20),  
Township Ninety-Two (92) North, Range Two (2) West of  
the Fifth (5<sup>th</sup>) P.M. in Clayton County, Iowa.

In support of the petition, Guttenberg and Allamakee state that a new residence is being built in the area described above and that the customer has requested service from Guttenberg. The area is currently not served by either utility. Guttenberg has a three-phase distribution line located 100 feet from the property, while Allamakee's nearest facility is a single-phase distribution line three-fourths mile from the property line.

Iowa Code § 476.25 (1999) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the Guttenberg and Allamakee joint petition for modification of service area boundaries. Guttenberg and Allamakee have alleged facts which establish the proposed modification is in the public interest, will prevent unnecessary duplication of facilities, provide adequate electric service to all customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

**IT IS THEREFORE ORDERED:**

The joint petition for modification of electric service area boundaries filed by the City of Guttenberg and Allamakee-Clayton Electric Cooperative, Inc., on December 14, 2000, is granted, subject to complaint or investigation.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Judi K. Cooper  
Acting Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 24<sup>th</sup> day of January, 2001.