

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INTERSTATE POWER AND LIGHT COMPANY AND MAQUOKETA VALLEY REC	DOCKET NO. SPU-03-17
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARIES**

(Issued December 26, 2003)

On November 24, 2003, Interstate Power and Light Company (IPL) and Maquoketa Valley REC (Maquoketa) filed a joint petition for modification of electric service area boundaries pursuant to 199 IAC 20.3(9). A service area agreement between IPL and Maquoketa was attached to the petition. No objections to the petition were filed.

IPL and Maquoketa have agreed to an exchange of service territory and request the Board modify the service territory boundaries between the two utilities in Dubuque County and Jones County, Iowa. The following service territory is to be transferred from Maquoketa to IPL:

Lots 18 through 25 of the 5M Estates subdivision in the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 11, T-88N, R-1W of the 5th P.M., Dubuque County, Iowa.

The following service territory is to be transferred from IPL to Maquoketa:

Huntington Hills Part 4, further described as being the Northwest Quarter (NW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 22, T-84N, R-4W of the 5th P.M., Jones County, Iowa.

In support of the petition, IPL and Maquoketa state that two subdivisions, 5M Estates and Huntington Hills, have been platted with existing service territory boundaries bisecting several lots in each development. The requested boundary modification will change the service territory boundary lines to coincide with the platted lot lines, eliminating the potential that the boundary lines could cut through the developments. If this occurred, facilities would likely be duplicated. There are no existing customers in the areas being exchanged.

Iowa Code § 476.25 (2003) 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 IPL and Maquoketa joint petition for modification of service area boundaries. IPL and Maquoketa have alleged facts that 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 Interstate Power and Light Company and Maquoketa Valley REC on November 24, 2003, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Sharon Mayer
Executive Secretary, Assistant to

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 26th day of December, 2003.