

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

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| IN RE: BELLEVUE MUNICIPAL UTILITIES AND MAQUOKETA VALLEY ELECTRIC COOPERATIVE | DOCKET NO. SPU-07-13 |
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARIES**

(Issued May 3, 2007)

On April 9, 2007, Bellevue Municipal Utilities (Bellevue) and Maquoketa Valley Electric Cooperative (Maquoketa) filed a joint petition for modification of electric service area boundaries pursuant to Iowa Code § 476.25(2). A service area or territorial agreement between Bellevue and Maquoketa was attached to the joint petition as Exhibit 1. No objections or other responses to the petition were filed.

Bellevue and Maquoketa have agreed to modify their exclusive service territory boundaries in Jackson County, Iowa. The following service territory is to be transferred from Bellevue to Maquoketa:

Beginning at the intersection of State Highway 62 and County Highway D61 in the Southeast Quarter (SE ¼) of the Southwest Quarter (SW ¼) of Section 13, Township 86N, Range 4E of the 5th P.M., Jackson County, Iowa, thence Southwest along the north margin of State Highway 62 to the Half line of the South Half (S ½) of the Southwest Quarter (SW ¼), thence North to the south margin of County Highway D61, thence Southeast along the south margin of County Highway D61 to point of beginning.

Beginning at the intersection of 407th Avenue and 362nd Avenue in the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 19, Township 86N, Range 5E of the 5th P.M., Jackson County, Iowa, thence North to the Half line of the East Half (E $\frac{1}{2}$), thence West to the Northwest corner of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 19, thence South to the north margin of 362nd Avenue, thence Northeast along the north margin of 362nd Avenue to point of beginning.

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

The Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 12, Township 86N, Range 4E of the 5th P.M., Jackson County, Iowa.

Beginning on the south margin of Mill Creek Road at the West Half (W $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section 13, Township 86N, Range 4E of the 5th P.M., Jackson County, Iowa, thence Southwest 165' along the south margin of Mill Creek Road, thence South 770' along the west property line of Sieverding's 1st Addition to the South Half (S $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$), thence East 160' along the south property line of Sieverding's 1st Addition, thence North to point of beginning.

In support of the petition, Bellevue and Maquoketa state that the exchange of territory will better enable them to serve their respective territories and promote efficient and economical service. No customer will experience a change in utility service as a result of the modification. Three customers in the area to be transferred to Bellevue are now served by Bellevue through an inadvertent misread of the old service territory boundary line. No objections to the joint petition were filed.

Iowa Code § 476.25 (2007) 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 joint petition for modification of service area boundaries. Bellevue 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 Bellevue Municipal Utilities and Maquoketa Valley Electric Cooperative on April 9, 2007, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ John R. Norris

/s/ Curtis W. Stamp

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Krista K. Tanner

Dated at Des Moines, Iowa, this 3rd day of May, 2007.