

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: AQUILA, INC., d/b/a AQUILA NETWORKS, BLACK HILLS CORPORATION, AND BLACK HILLS/IOWA GAS UTILITY COMPANY, LLC	DOCKET NO. SPU-07-12
IN RE: AQUILA, INC., d/b/a AQUILA NETWORKS	DOCKET NO. EEP-08-03
IN RE: AQUILA, INC., d/b/a AQUILA NETWORKS	DOCKET NO. RPU-08-3

ORDER ACCEPTING NOTICE OF CLOSING AND CHANGING DOCKET CAPTIONS IN DOCKET NOS. EEP-08-3 AND RPU-08-3

(Issued July 25, 2008)

On July 22, 2008, Black Hills/Iowa Gas Utility Company, LLC, d/b/a Black Hills Energy (Black Hills Energy), filed with the Utilities Board (Board) notices in Docket Nos. SPU-07-12, EEP-08-3, and RPU-08-3 that the sale of the Iowa natural gas assets of Aquila, Inc., d/b/a Aquila Networks (Aquila), to Black Hills Energy had closed and Aquila had assigned all of the rights and obligations relating to Aquila's natural gas utility operations in Iowa to Black Hills Energy. The sale was reviewed by the Board in Docket No. SPU-07-12 and closed on July 14, 2008. Attached to the notice filed in Docket No. SPU-07-12 is the "Assignment and Assumption Agreement"

whereby Black Hills Energy accepted the assigned rights and obligations. Black Hills Energy states that natural gas service under the Aquila name has been discontinued and has commenced under the Black Hills Energy name without interruption and under the same Iowa tariffs.

The Board accepts the notice of the change in the corporate ownership and operation of the former Aquila natural gas assets in Iowa in each of these dockets and acknowledges that natural gas service will now be provided by Black Hills Energy. It is the Board's understanding that plans are being developed to make the appropriate tariff filing and change the billing information. Black Hills Energy will be directed to provide the Board with necessary information concerning the transition to Black Hills Energy so that the Board's staff can respond to any customer questions and so that the Board can fulfill its regulatory responsibilities.

In Docket No. SPU-07-12, the Board stated that the proposal for reorganization constituted sufficient notice of the sale and transfer of Aquila's permits to Black Hills Energy to satisfy the requirements of 199 IAC 10.19. A list of the then-existing natural gas pipeline permits held by Aquila was filed in that docket. Black Hills Energy will need to file notices of the change in corporate ownership for any pipeline permit granted or proceedings pending since August 31, 2007.

IT IS THEREFORE ORDERED:

1. The notice of the closing of the sale of Aquila, Inc., d/b/a Aquila Networks, filed in Docket No. SPU-07-12 on July 22, 2008, is accepted.

2. The caption in Docket No. EEP-08-3 is changed from "Aquila, Inc., d/b/a Aquila Networks," to "Black Hills/Iowa Gas Utility Company, LLC, d/b/a Black Hills Energy (f/k/a Aquila, Inc., d/b/a Aquila Networks)."

3. The caption in Docket No. RPU-08-3 is changed from "Aquila, Inc., d/b/a Aquila Networks," to "Black Hills/Iowa Gas Utility Company, LLC, d/b/a Black Hills Energy (f/k/a Aquila, Inc., d/b/a Aquila Networks)."

4. Black Hills/Iowa Gas Utility Company, LLC, d/b/a Black Hills Energy, shall keep the Board informed concerning its tariff filing plans and customer billing changes. At a minimum, a status report regarding the company's plans and changes shall be filed within three weeks of the date of this order and shall be updated at least every four weeks thereafter until the plans are finalized and the changes completed. Updates should be filed more frequently whenever circumstances make that appropriate, i.e., whenever there is a significant change of interest to the Board.

UTILITIES BOARD

/s/ John R. Norris

/s/ Krista K. Tanner

ATTEST:

/s/ Margaret Munson _____
Executive Secretary, Deputy

Dated at Des Moines, Iowa, this 25th day of July, 2008.