

82-40

Service Date: October 26, 1982

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * *

IN THE MATTER Of The Application)	
Of BLACK HILLS POWER AND LIGHT)	UTILITY DIVISION
COMPANY For Authority To Decrease)	DOCKET NO. 82.10.66
Their Quarterly Fuel Rate Rider.)	DEFAULT ORDER NO.4941
_____)	

On September 29, 1982, Black Hills Power and Light Company (BHPL) (Applicant) filed a petition with the Montana Public Service Commission pursuant to Sections 69-3-101 et. seq., MCA for an order authorizing the Applicant to decrease its electric rates in order to reflect the decreasing cost of fuel used in the generation of electricity. The fuel costs concerned are for the months of June, July and August, 1982.

Having considered the application and the documentation furnished by Applicant in support of its application and deeming itself fully advised in the premises, the Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. If decreased fuel costs for the months of June, July and August, 1982, are to be recovered, a credit of \$.00052 must be subtracted from the base fuel cost of \$.01078 approved in Docket No. 81.5.48 which results in a total fuel charge of \$.01026 per KWH.

CONCLUSIONS OF LAW

1. The Commission has jurisdiction over parties and proceedings in this matter.

2. The resulting rate levels are reasonable and just.

ORDER

IT IS HEREBY ORDERED THAT:

1. The Quarterly Fuel Rate Rider for the billing period of November, December, 1982 and January, 1983 is \$.00052 per KWH. This charge shall be deducted from the base cost approved in Docket No. 81.5.48.

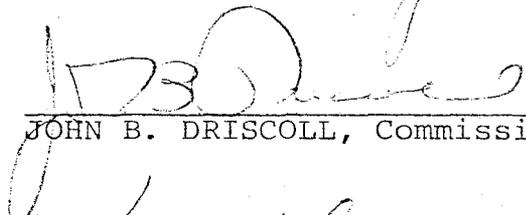
2. The approved rates shall be effective for electric service rendered on and after November 1, 1982.

DONE IN OPEN SESSION in Helena, Montana on October 25, 1982,
by a 5 - 0 vote.

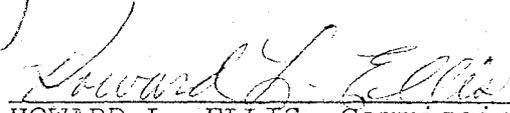
BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.



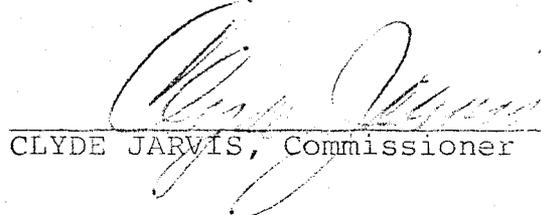
 GORDON E. BOLLINGER, Chairman



 JOHN B. DRISCOLL, Commissioner



 HOWARD L. ELLIS, Commissioner



 CLYDE JARVIS, Commissioner



 THOMAS J. SCHNEIDER, Commissioner

ATTEST:


 Madeline L. Cottrill
 Commission Secretary

(SEAL)

NOTE: You may be entitled to judicial review of the final decision in this matter. If no Motion for Reconsideration is filed, judicial review may be obtained by filing a petition for review within thirty (30) days from the service of this order. If a Motion for Reconsideration is filed, a Commission order is final for purpose of appeal upon the entry of a ruling on that motion, or upon the passage of ten (10) days following the filing of that motion. cf. the Montana Administrative Procedure Act, esp. Sec. 2-4-702, MCA; and Commission Rules of Practice and Procedure, esp. 38.2.4806 ARM.

MONTANA PUBLIC SERVICE COMMISSION

CERTIFICATE OF SERVICE

* * * *

I hereby certify that a copy of DEFAULT ORDER NO. 4941, in DOCKET NO. 82.10.66, in the matter of BLACK HILLS POWER AND LIGHT COMPANY, dated October 25, 1982, has today been served on all parties listed below by mailing a copy thereof to each party by first class mail, postage prepaid.

Date: October 26, 1982


For the Commission

James C. Paine
Montana Consumer Council
34 W. 6th Ave
Helena, MT 59620

Black Hills Power & Light
Atten: Dan Landguth
P O Box 1400
Rapid City South Dakota 57709