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BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

UA 98

In the Matter of MIDSTATE ELECTRIC)
COOPERATIVE, INC. and LANE)
ELECTRIC COOPERATIVE, INC.)
)
Application for Approval of a Contract for)
and Transfer of Allocated Service)
Territory.)

ORDER

DISPOSITION: APPLICATION GRANTED

On July 2, 2002, the Public Utility Commission of Oregon (OPUC) received a joint application from Midstate Electric Cooperative, Inc. (Midstate Electric) and Lane Electric Cooperative, Inc. (Lane Electric), requesting an order approving a Territory Transfer Agreement for the purpose of transferring a portion of Lane Electric's exclusive service territory to Midstate Electric to become Midstate Electric's exclusive service territory. Midstate Electric currently serves this territory. The territory is located southeast of Oakridge, Oregon.

The Commission published notice of the application in the Dead Mountain Echo, Oakridge, Oregon, on September 16 and 23, 2002. The notice stated that any affected party or customer may request a hearing within 30 days of the notice. The Commission received no comments or objections from the public. Our Staff investigated the matter and does not object to granting the requested allocation.

We have reviewed the application and the administrative record. Based on our review, we conclude Midstate Electric and Lane Electric's application for a transfer of exclusive service territory is not contrary to the public interest and should be approved. A description of the exclusive service territory requested in this docket is attached as Appendix A to this order.

ORDER

IT IS ORDERED that:

1. The territory transfer agreement between MIDSTATE ELECTRIC COOPERATIVE, INC., AND LANE ELECTRIC COOPERATIVE, INC., is approved.
2. The application filed by MIDSTATE ELECTRIC COOPERATIVE, INC., AND LANE ELECTRIC COOPERATIVE, INC., for transfer of exclusively served territory as described in Appendix A is granted.

Made, entered, and effective _____.

Roy Hemmingway
Chairman

Lee Beyer
Commissioner

Joan H. Smith
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.