

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Black Hills) Application No. P-0012.26
Corporation, Omaha, providing)
notice required by Neb. Rev.)
Stat. § 66-1863, as amended, that) ORDER CLOSING DOCKET
it intends to extend or enlarge)
its service area or extend a gas)
main.) Entered: May 12, 2009

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

On April 13, 2009, an application was filed by Black Hills Corporation (Applicant) of Omaha, Nebraska, providing notice as required by Neb. Rev. Stat. § 66-1863(1) (Cum. Supp. 2006), of its intent to extend or enlarge its service area or extend a gas main.

The Commission sent notice on April 14, 2009, by U.S. Mail to the Metropolitan Utilities District, Omaha that protests or formal interventions must be filed on or before May 5, 2009. The Commission also posted notice of the application on the Commission website on April 13, 2009.

No protests or petitions for intervention were filed. Therefore, pursuant to Neb. Rev. Stat. § 66-1863(3), the proposed enlargement or extension is presumed to be in the public interest and Applicant may proceed with the extension or enlargement without further Commission action.

O R D E R

IT IS THEREFORE ORDERED by the Commission that this docket be closed without further Commission action.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of May 2009.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

Gerald A. Vap

Allen J. Pender
Chairman

Bob Johnson

David C. Dwyer

Tim Schrean

ATTEST:

Neil S. [Signature]

Executive Director

//s// Frank E. Landis