

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
FOR COLORADO-UTE ELECTRIC)
ASSOCIATION, INC., FOR ISSUANCE)
OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
CONSTRUCT, OPERATE, AND MAINTAIN)
A 138-kv TRANSMISSION LINE TOGETHER)
WITH RELATED SWITCHING FACILITIES,)
TO BE LOCATED IN RIO BLANCO COUNTY,)
IN NORTHWESTERN COLORADO, SUCH)
FACILITIES TO BE KNOWN AS THE)
"C-a/C-b" TRANSMISSION LINE.)

APPLICATION NO. 38493

IN THE MATTER OF THE APPLICATION)
OF DESERET CORPORATION &)
TRANSMISSION CO-OPERATIVE FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO CONSTRUCT, OPERATE,)
AND MAINTAIN A 138-kv TRANSMISSION)
LINE TOGETHER WITH RELATED)
SWITCHING FACILITIES, TO BE LOCATED)
IN RIO BLANCO COUNTY, IN)
NORTHWESTERN COLORADO, SUCH)
FACILITIES TO BE KNOWN AS THE)
"DESERADO-CALIFORNIA" TRANSMISSION)
LINE, AND FOR A CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
TO OWN, OPERATE, AND MAINTAIN A)
PORTION OF THE C-a/C-b TRANSMISSION)
LINE.)

August 19, 1987

STATEMENT

BY THE COMMISSON

On July 8, 1987, Colorado-Ute Electric Association, Inc., and Deseret Generation & Transmission Co-operative (respectively: Colorado-Ute and Deseret; collectively: Applicants) jointly filed with the Commission their verified Application No. 38493, in this requesting that a certificate of public convenience and necessity be granted without

hearing, for the authority for construction and operation of the C-a/C-b transmission line and related facilities, and for like authority for the Deserado-California transmission line and related facilities. Notice of Application No. 38493 was given to all interested persons, firms, or corporations by the Executive Secretary of the Commission on July 10, 1987. No protests or motions to intervene have been filed in connection with this application. Accordingly, the application may be determined by the Commission without a formal oral hearing under the provisions of § 40-6-109(5), C.R.S., and Rule 24 of the Commission's Rules of Practice and Procedure.

FINDINGS OF FACT

1. Colorado-Ute is an operating public utility engaged, inter alia, in the generation, purchase, transmission, and wholesale sale of electric power and energy throughout extensive areas of the State of Colorado.

2. Colorado-Ute is an operating public utility subject to the jurisdiction of this Commission.

3. Colorado-Ute is a corporation incorporated under the laws of the State of Colorado, and organized and existing as a nonprofit cooperative association, and is owned by its 14 members. A copy of its Articles of Incorporation with all amendments to date certified by the Secretary of State, and a list of its current directors and officers, are all on file with the Public Utilities Commission, or were filed with the application.

4. Deseret is a corporation organized as a Utah nonprofit cooperative association incorporated under the laws of the State of Utah, and is owned by its six members. A copy of its Articles of Incorporation with all amendments to date certified by the Secretary of State, and a list of its current directors and officers, were all filed with the Public Utilities Commission with the Application.

5. Deseret is an operating public utility engaged, inter alia, in the transmission, and wholesale sale of electric power and energy in limited areas of the State of Colorado.

6. Deseret is a public utility subject to the facilities jurisdiction of this Commission.

7. The Construction encompassed within this application is the following:

C-a/C-b 138-kv line

Construct approximately 20 miles of single-circuit 138-kv line between the "Meeker-to C-b Mine" 138-kv line owned by Colorado-Ute member White River Electric Association, Inc., (White River), and the Calamity to-C-a Mine" 138-kv line owned by Dereret member Moon Lake Electric Association,

Inc. (Moon Lake), together with related switching, control, protection and metering facilities facilities required for the operation of such line.

Deserado-California 138-kv line

Construct approximately 11 miles of single-circuit 138-kv line between the Deseret Mine substation and the California substation, in the service area of Moon Lake, together with related switching, control, protection and metering facilities required for the operation of such line.

8. Ownership of the new lines and related facilities will be divided between Colorado-Ute and Deseret, essentially at the boundary lines of the member distribution cooperative of each in the area, (White River Electric Association, Inc., and Moon Lake Association, Inc., respectively), so that Colorado-Ute would own and have operating and maintenance responsibilities for approximately 18 miles of the easterly portion of the c-a/C-b line, and Deseret would have responsibilities for the remaining two miles of the C-a/C-b line, and the entire Deserado-California line.

9. The construction, operation, and ownership of the new lines in related facilities as outlines in Application No. 38493 are reasonable, in the public interest, and a certificate of public convenience and necessity should be granted.

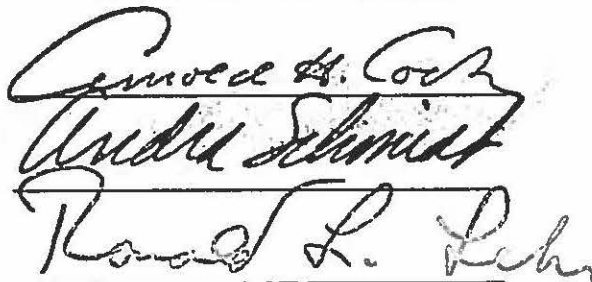
THEREFORE THE COMMISSION ORDERS THAT:

Colorado-Ute Electric Association, Inc., and Deseret Generation & Transmission Co-Operative are authorized to enter upon the construction of the project as outlined in Findings of Fact 10 above, and this Decision and Order shall be Certificate of Public Convenience and Necessiy therefor. This project shall be constructed in accordance with Application No. 38493 and the exhibits as filed in that Application.

This Decision and Order shall be effective forthwith.

DONE IN OPEN MEETING the 19th day of August 1987.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners