

Control Number: 50873



Item Number: 1

Addendum StartPage: 0

**APPLICATION OF SOUTHWESTERN PUBLIC
SERVICE COMPANY AND SWISHER ELECTRIC
COOPERATIVE INC., FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY FOR AN ELECTRIC
SERVICE AREA EXCEPTION IN RANDALL COUNTY,
TEXAS**

DOCKET NO. 50873

Submit seven (7) copies of the application and all attachments to:

**Public Utility Commission of Texas
Attention: Central Records Filing Clerk
P.O. Box 13326
1701 North Congress Avenue
Austin, Texas 78711-3326**

Application of Southwestern Public Service Company and Swisher Electric Cooperative Inc., for a Certificate of Convenience and Necessity for an Electric Service Area Exception in Randall County, Texas

This form should be used for an application for approval to serve a consuming facility outside of a utility's existing service area.

1. Applicant's Name: Southwestern Public Service Company

Certificate Number: 30153

Street Address: 790 S. Buchanan
Amarillo, Texas 79101

Mailing Address: 790 S Buchanan
Amarillo, Texas 79101

Person to Contact: Applicant

Southwestern Public Service
Company (SPS)

Name: Mark A. Walker

Position: Assistant General Counsel

Phone Number: (512) 236-6926

Fax Number: (512) 236-6935

Email Address: Mark.A.Walker@xcelenergy.com

Mailing Address: Xcel Energy
816 Congress Ave., Suite1650
Austin, Texas 78701

Other Affected Utility

Swisher Electric
Cooperative, Inc.

Dwain Tipton

General Manager

(806) 995-3567

dtipton@swisherec.org

Swisher Electric Coop
401 SW 2nd Street
Tulia, TX 79088

Application of Southwestern Public Service Company and Swisher Electric Cooperative Inc., for a Certificate of Convenience and Necessity for an Electric Service Area Exception in Randall County, Texas

2. County:

List the county in which the consuming facility is located.

Consuming facility is in Randall County, Texas.

3. Municipality:

List any municipality in which the consuming facility is located.

The consuming facility is not in any municipality.

4. Customer Request:

Provide as **Attachment A**, letter or sworn request for service from the customer.

Please see **Attachment A** – from Randy Anderson, the customer requesting service.

5. Other Affected Utility:

Identify the utility that has the certificate of convenience and necessity for the area in which the customer is located. In order to meet the requirement of § 37.060(h) of the Public Utility Regulatory Act, Texas Utilities Code, Title II ("PURA"), provide as **Attachment B**, using the attached form, a sworn statement from the utility relinquishing its right to serve the consuming facility or parcel of land that the applicant seeks to serve.

Swisher Electric Cooperative ("SEC") has the Certificate of Convenience and Necessity ("CCN") for the area in which the customer Randy Anderson's property ("Facilities") is located. His property is at 11301 W. Dowlen Road, in Randall County, near Happy, TX. Although the address is physically located in SEC's service territory, it sits close to the territory boundary with Southwestern Public Service Company ("SPS"), where SPS has a single-phase primary line on SEC right-of-way that dead ends at the current SPS boundary. SPS will extend 90 feet of a single-phase secondary line along Swisher County right-of-way into SEC territory. SPS then will extend a 75 feet single-phase service to a meter pole on the customer's property. The nearest Swisher EC power line is approximately one-quarter of a mile away and the consumer's share of the line extension cost would be approximately \$5,000.00. Please see **Attachment B-Affidavit of Relinquishment** from SEC relinquishing its rights to SPS to serve this facility.

6. Maps:

Provide as **Attachment C**, a map depicting the following:

- (a). Location of the consuming facility;
- (b). Applicant's existing service area boundary;
- (c). Applicant's existing utility facilities; and
- (d). Service area boundaries for all other electric service providers within two miles of the consuming facility.

Please refer to **Attachment C – Map**, for required information.

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7. PURA § 37.056(c) Criteria:

Please explain the effects that approval of this Application would have on the following factors:

- (1) the adequacy of existing service;
- (2) the need for additional service;
- (3) the effect of granting the certificate on the recipient of the certificate and any electric utility serving the proximate area; and
- (4) other factors, such as:
 - (A) community values;
 - (B) recreational and park areas;
 - (C) historical and aesthetic values;
 - (D) environmental integrity;
 - (E) the probable improvement of service or lowering of cost to consumers in the area if the certificate is granted; and
 - (F) to the extent applicable, the effect of granting the certificate on the ability of this state to meet the renewable energy goal established by PURA § 39.904(a).

- (1) SEC's closest facilities that could connect service to this customer are located approximately one quarter of a mile away from the proposed location, and the cost to establish service is estimated to be more than \$5,000.00.
- (2) SPS has a distribution line within 75 feet of the customer's houses. Service from SPS is prudent in this case because SPS can establish service to the customer for less than SEC estimated \$5,000.00.
- (3) SEC relinquishes territory rights to the described home only. SPS's load will increase, but it will be able to do so at a relatively low cost compared to the estimated cost for SEC to serve the customers facility.
- (4) Approval of this SAE would not affect community values, recreational and park areas, historical and aesthetic values, or environmental integrity. Approval of this SAE would not impact the ability of this state to meet the renewable energy goal established by PURA § 39.904(a).

8. Cost:

Please provide an estimate of the cost of providing service to the consuming facility and describe any contribution the customer will provide to offset the cost.

The estimated cost to SPS for providing service to Randy Anderson's house is \$2689.00, with the customer, Randy Anderson, contributing \$0.00 for the requested service. Given the project cost did not exceed the customer allowed revenue credit amount, the Customer Cost will be \$0.00.

Application of Southwestern Public Service Company and Swisher Electric Cooperative Inc., for a Certificate of Convenience and Necessity for an Electric Service Area Exception in Randall County, Texas

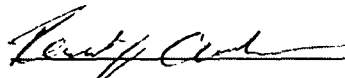
Attachment A – Request for Service Affidavit

Before me, the undersigned authority, on this day personally appeared Randy Anderson, who is personally known to me, and first being duly sworn, deposed as follows:

My name is Randy Anderson. I am over the age of 17 years, of sound mind, capable of making this affidavit, and have personal knowledge of the facts herein stated.

I am requesting retail electric delivery service from Southwestern Public Service Company ("SPS") for service to home at, SECT 25 J H GIBSON, LOT Block 02-Z AKA SEALE & MORRIS Survey, 1AC HOMESITE IN NE COR OF E/2 OF NW/4 OF SECT, in Randall County, Texas. The Project is currently located within Swisher Electric Cooperative ("SEC") electrical service areas.

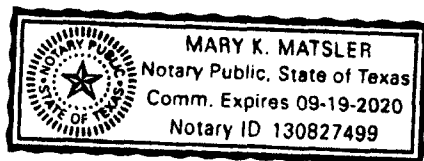
I understand that if my request is approved by the Public Utility Commission of Texas, I will no longer be able to obtain service from SEC for the home at the mentioned location. If this application is approved, the described projects facilities will be provided by SPS. I also understand that SEC will not relinquish its right to provide electric service in this area of SEC's service territory going forward, including future electric service that I may need that is in SEC's service territory without further request. I also understand that Swisher Electric Cooperative does not authorize SPS to serve any other SEC customer(s) or load(s) in this area or any other load associated with me that is located within SEC's service territory.

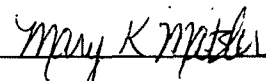


Randy Anderson,
Property/Landowner

SWORN TO AND SUBSCRIBED before me on this

21 day of May, 2020





Notary Public, State of Texas

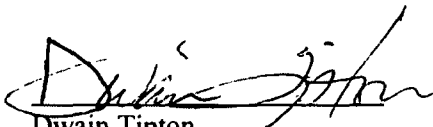
Application of Southwestern Public Service Company and Swisher Electric Cooperative Inc., for a Certificate of Convenience and Necessity for an Electric Service Area Exception in Randall County, Texas

Attachment B – Affidavit of Relinquishment

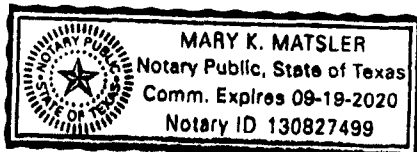
Before me, the undersigned authority, on this day personally appeared Dwain Tipton, who is personally known to me and first, being duly sworn, on oath deposed as follows:

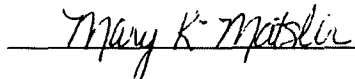
My name is Dwain Tipton. I am over 17 years of age, of sound mind, and capable of making this affidavit. I have personal knowledge of the matters set forth in this application. I am currently employed as General Manager. I have authority to represent on behalf of Swisher Electric Cooperative ("SEC") in the following:

Without waiving SEC's exclusive right to serve customers in this area, SEC agrees to relinquish its right to serve the home at SECT 25 J H GIBSON, LOT Block 02-Z AKA SEALE & MORRIS Survey, 1AC HOMESITE IN NE COR OF E/2 OF NW/4 OF SECT, in Randall County, Texas, as shown on the following **Attachment C – Map**. I also understand that Randy Anderson has requested this electric service to be provided by Southwestern Public Service Company, as set forth in **Attachment A – Request for Service Affidavit**. SEC does not relinquish any other of its rights to provide electric service in SEC's service territory, including other service needs of Randy Anderson.


Dwain Tipton
General Manager,
Swisher Electric Cooperative Inc.

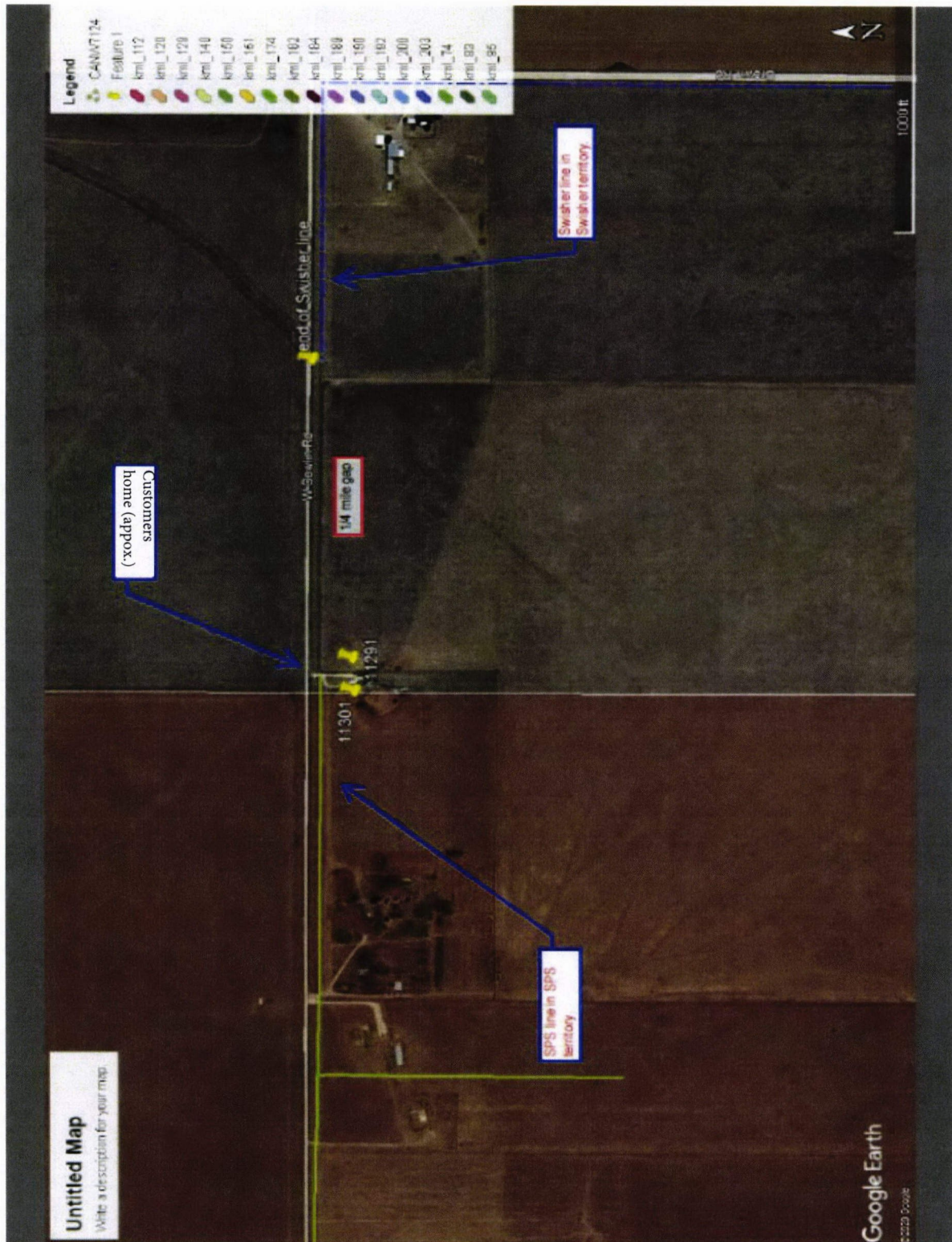
SWORN TO AND SUBSCRIBED before
me on this 20 day of May, 2020.




Notary Public, State of Texas

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Attachment C - Map



Application of Southwestern Public Service Company and Swisher Electric Cooperative Inc., for a Certificate of Convenience and Necessity for an Electric Service Area Exception in Randall County, Texas

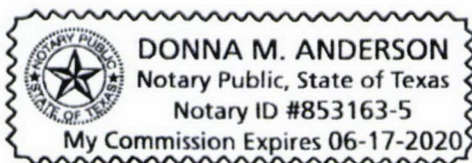
Attachment D – Affidavit Concerning Accuracy of Application

Before me, the undersigned authority, on this day personally appeared David T. Hudson, who is personally known by me, and first being duly sworn, on oath deposed as follows:

My name is David T. Hudson. I am over 17 years of age, of sound mind, and capable of making this affidavit. I have personal knowledge of the matters set forth in this application. I am currently employed as President of Xcel Energy, Texas and New Mexico. I have authority to represent on behalf of Southwestern Public Service Company ("SPS") the following:

All information provided, statements made, and matters set forth in the application and any and all attachments thereto are true and correct to the best of my knowledge. If circumstances change or new information is discovered that would make any portion of the application or any attachment thereto incomplete or incorrect, a supplemental filing will be made within five working days of such discovery.

I understand that if this request is approved by the Public Utility Commission of Texas, it will be only for service by SPS for serve the home requested by Randy Anderson at SECT 25 J H GIBSON, LOT Block 02-Z AKA SEALE & MORRIS Survey, 1AC HOMESITE IN NE COR OF E/2 OF NW/4OF SECT, in Randall County, Texas, as referenced in **Attachment A-Request for Service** and **Attachment B-Affidavit of Relinquishment** to this application.



David T. Hudson

David T. Hudson, President
On behalf of Xcel Energy, Texas and New Mexico (Southwestern Public Service Company)

SWORN TO AND SUBSCRIBED before me
on this 21 day of May, 2020.

Donna M. Anderson

Notary Public, State of Texas