

BLACK HILLS CORP /SD/
Form 8-K
February 01, 2008

UNITED STATES

SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

FORM 8-K

CURRENT REPORT

**PURSUANT TO SECTION 13 OR 15(d) OF THE
SECURITIES EXCHANGE ACT OF 1934**

Date of Report (Date of earliest event reported) January 31, 2008

BLACK HILLS CORPORATION

(Exact name of registrant as specified in its charter)

South Dakota
(State or other jurisdiction of incorporation)
001-31303
(Commission File Number)

46-0458824
(IRS Employer Identification No.)

Edgar Filing: BLACK HILLS CORP /SD/ - Form 8-K

625 Ninth Street, PO Box 1400

57709-1400
(Zip Code)

Rapid City, South Dakota

(Address of principal executive offices)

605.721.1700

(Registrant's telephone number, including area code)

Not Applicable

(Former name or former address, if changed since last report)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions (*see* General Instruction A.2. below):

Written communications pursuant to Rule 425 under the Securities Act (17 CFR 230.425)

Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)

Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))

Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Item 1.01 **Entry into a Material Definitive Agreement**

On January 31, 2008, Black Hills Corporation, Aquila, Inc. and Great Plains Energy Incorporated provided notices to each other initially and mutually extending the termination date under their Asset Purchase Agreement, Partnership Interests Purchase Agreement and Agreement and Plan of Merger (each of which are dated February 8, 2007) from February 6, 2008 to May 1, 2008.

Item 9.01 **Financial Statements and Exhibits**

(d)

Exhibits

10 Mutual Notice of Extension provided as of January 31, 2008, by and among Black Hills Corporation, Aquila, Inc. and Great Plains Energy Incorporated.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

BLACK HILLS CORPORATION

By: /s/ Steven J. Helmers
Steven J. Helmers
Senior Vice President
and General Counsel

Date: January 31, 2008

Edgar Filing: BLACK HILLS CORP /SD/ - Form 8-K

Exhibit Index

Exhibit #

10 Mutual Notice of Extension provided as of January 31, 2008, by and among Black Hills Corporation, Aquila, Inc. and Great Plains Energy Incorporated.

4