

**AFFIDAVIT OF PUBLICATION**

STATE OF SOUTH DAKOTA  
COUNTY OF DEUEL

The undersigned Ken Reiste being first duly sworn, on oath deposes and says: That he is in charge of the advertising department of the Clear Lake Courier; which newspaper is published by Ken Reiste; that the Clear Lake Courier is a weekly newspaper printed and published in Clear Lake, Deuel County, South Dakota and the undersigned has full and personal knowledge of all facts hereinafter stated; that said newspaper is a legal newspaper and has a bona-fide circulation of a least two hundred copies weekly, and has been published within said County for fifty-two successive weeks next prior to the publication of the notice herein mentioned, and was and is printed wholly or in part in an office maintained at said place of publication, that the

**South Dakota Public Utilities Commission**

**Notice of Public Hearing**

a printed copy of which, taken from the paper in which the same was printed, is attached to this sheet, and is made part of the Affidavit, was published in said newspaper at least once in each week for two successive weeks, on the day of each week on which said newspaper was regularly published, to wit:

September 16, 2009

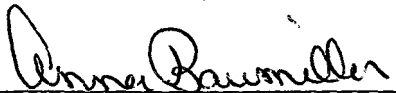
September 23, 2009

that the full amount of the fees for the publication of the annexed notice is **\$239.40**

  
Ken Reiste

Subscribed and sworn to before me

this 29 day of Sept, 2009.

  
Notary Public, South Dakota

My Commission Expires: 5-21-2010

**RECEIVED**

SEP 30 2009

**SOUTH DAKOTA PUBLIC UTILITIES COMMISSION**

**NOTICE OF PUBLIC HEARING  
SOUTH DAKOTA PUBLIC UTILITIES COMMISSION  
DOCKETS EL09-015 AND HP09-002**

**WHAT:** Applications by Basin Electric Power Cooperative, Inc. for permits to construct (i) Deer Creek Station, a 300-megawatt, natural gas-fueled, combined-cycle electric generation facility and associated water pipeline and electric transmission facilities, and (ii) a natural gas pipeline to support the Deer Creek Station generation facility.

**WHEN/WHERE:** **Wednesday, September 30, 2009 at 6:00 P.M.**  
**McKnight Community Center, 300 W. Main St., White, SD**

In accordance with SDCL 49-41B-15 and 49-41B-16, the South Dakota Public Utilities Commission (Commission) will hold a public input hearing at the above time and place on applications filed by Basin Electric Power Cooperative, Inc. (Basin) for permits to construct an electric generation plant and a natural gas pipeline. On July 28, 2009, Basin filed an application with the Commission for an energy facility permit under SDCL Chapter 49-41B to construct the Deer Creek Station energy conversion facility (Docket EL09-015), a proposed 300-megawatt combined-cycle natural gas generation facility and associated water supply system and electric transmission facilities. Basin simultaneously filed an application for a permit to construct, own and operate a natural gas pipeline to support the Deer Creek facility (Docket HP09-002). The proposed 13.2 mile pipeline route will traverse about 18 sections of land located in Brookings and Deuel counties. The proposed pipeline would have a diameter of 10.75 inches and would operate at pressures ranging from 475-1,435 pounds per square inch gauge (psig). Construction is proposed to begin in July 2010, with generation start-up scheduled for June 2012.

At the hearing, interested persons may appear and present their questions, views and comments regarding the applications. Pursuant to SDCL 49-41B-15(5), the applications are on file in the Brookings and Deuel County Auditors' Offices. The applications are also on file in the Commission's office in the Capitol Building in Pierre, and the applications and all other documents in the cases may also be accessed on the Commission's web site at [www.puc.sd.gov](http://www.puc.sd.gov) under: Commission Actions, Commission Dockets and then for Deer Creek Station under Electric Dockets, 2009 Electric Dockets, EL09-015 and for the pipeline under Hydrocarbon Pipeline Dockets, 2009 Hydrocarbon Pipeline Dockets, HP09-002.

The parties to each of these proceedings are currently Basin and the Commission. Pursuant to SDCL 49-41B-17, any person residing in the area of the project, each municipality, county, and governmental agency in the project area, any non-profit organization formed in whole or in part to promote conservation or natural beauty, to protect the environment, personal health of other biological values, to preserve historical sites, to promote consumer interest, to represent commercial and industrial groups, or to promote the orderly development of the projects area, or any interested person, may be granted formal party status in either or both of these proceedings by making written application to the Commission as provided in ARSD 20:10:22:40 on or before October 13, 2009. Application for Party Status forms will be available at the public input hearing in White.

For approval of the requested permits, Basin must show that the proposed energy conversion an/or pipeline facilities will comply with all applicable laws and rules, will not pose a threat of serious injury to the environment nor to the social and economic condition of inhabitants or expected inhabitants in the siting area, will not substantially impair the health, safety or welfare of the inhabitants, and will not unduly interfere with the orderly development of the region with due consideration having been given to the views of governing bodies of affected local units of government. Based upon these factors, the Commissions will decide whether the permits should be granted, denied or granted upon such terms, conditions or modifications of the construction, operation or maintenance as the Commission finds are appropriate.

The parties will have the right to appeal the final decisions in either or both of these cases to the appropriate Circuit Court by serving and filing a notice or notices of appeal of the decision or decisions in accordance with SDCL 1-26-31, within thirty (30) days after the date of service of the applicable notice of entry of decision in these cases.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Commission at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you. The Commission's contact information is: ph (800) 332-1782; fax (866) 757-6031; [www.puc.sd.gov](http://www.puc.sd.gov); 500 E. Capitol Ave., Pierre, SD 57501.



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