

MAY ADAM

— Since 1881 —

WWW.MAYADAM.NET

ROBERT B. ANDERSON
TIMOTHY M. ENGEL
MICHAEL F. SHAW
BRETT KOENECKE
CHRISTINA L. KLINGER
JUSTIN L. BELL
DOUGLAS A. ABRAHAM
KARA C. SEMMLER
KATIE J. HRUSKA
TERRA M. FISHER

OF COUNSEL
CHARLES M. THOMPSON
GLENN W. MARTENS 1881-1963
KARL GOLDSMITH 1885-1966
BRENT A. WILBUR 1949-2006
TELEPHONE
605 224-8803
FAX
605 224-6289

August 4, 2016

Writer's E-mail: kcs@mayadam.net

Patricia Van Gerpen
Executive Director
Public Utilities Commission
500 East Capitol Avenue
Pierre, South Dakota 57501

RE: Ag Processing, Inc.
Our File: 7003

Dear Ms. Van Gerpen:

This firm represents Ag Processing Inc. Our client has plans to build and operate a new soybean processing plant in Aberdeen South Dakota. Although the new facility is in Northern Electric Cooperative's boundaries, our client requests Commission approval to take service from Northwestern Energy. Enclosed for filing please find a Petition for a Service Territory Exception pursuant to SDCL 49-34A-56.

Prior to this filing, Ag Processing worked with both Northern Electric Cooperative Inc. and Northwestern Energy. The parties executed a Confidentiality Agreement, exchanged pertinent information and ultimately all signed a Settlement Agreement. Pursuant to the Settlement Agreement, Northern Electric Cooperative, Inc. will not oppose the filed Ag Processing Petition.

Please file the following documents:

1. Petition for Service Territory Exception;
2. Electric distribution service agreement with NorthWestern Energy: this document is CONFIDENTIAL. Each page of the service agreement is stamped CONFIDENTIAL. Petitioner requests this document be filed as confidential.
3. Map of the facility;
4. Confidentiality Agreement;
5. Settlement Agreement.

MAY, ADAM, GERDES & THOMPSON LLP
503 SOUTH PIERRE STREET • P.O. BOX 160
PIERRE, SOUTH DAKOTA 57501-0160

Petitioner respectfully requests its Petition be heard by the Commission as soon as possible.

Very truly yours,

MAY, ADAM, GERDES & THOMPSON LLP

A handwritten signature in black ink, reading "Kara Semmler". The signature is written in a cursive, flowing style with a prominent initial 'K'.

KARA C. SEMMLER

KCS/amc