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January 14, 2019

Ms. Patricia Van Gerpen
Executive Director
South Dakota Public Utilities Commission
patty.vangerpen@state.sd.us

RE: EL18-045 In the Matter of the Application of Flying Cow Wind, LLC

Dear Ms. Van Gerpen:

A question was posed at the December 18, 2018 public input meeting for the above referenced project regarding how the proposed site was defined for notification of landowners within one-half mile of the project. Flying Cow Wind, LLC is providing this response to the docket in order to make it publicly available.

If you have any questions, please contact me at 512-617-2894 or anne-marie.griger@res-group.com.

Sincerely,

A handwritten signature in black ink that reads 'Anne Marie Griger'. The signature is written in a cursive, flowing style.

Anne-Marie Griger
Permitting Manager

SDCL 49-41B-5.2 requires notice of the owner of record of any land that is located within one-half mile of the *proposed site*. At the public input hearing on December 18, we responded to a question about which landowners were notified about the public meeting that we defined the proposed site as the proposed route for the transmission line, and that we notified everyone within one-half mile of the proposed route. Below is a more detailed response.

We defined the ‘proposed site’ as the proposed transmission line route and proposed Project substation because we believed the proposed route is fixed, based on feedback from participating landowners at the time of application submittal and notice delivery.

We intended to provide notice to all landowners owning property within the land sections within 0.5 mile of the proposed route and proposed Project substation, and in some locations extended out an additional 0.5-1 mile if there was some uncertainty whether slight routing changes would be required. We obtained the landowner names and addresses from the Deuel County Department of Equalization for landowners owning property in the following land sections:

Township	Range	Sections
114N	47W	33, 34
113N	47W	3, 4, 5, 6, 7, 8, 9, 10, 18
113N	48W	1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23

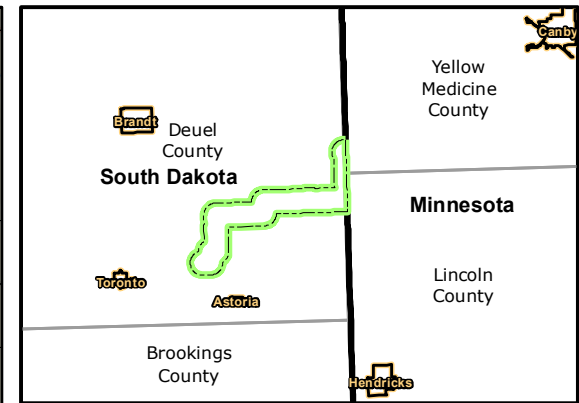
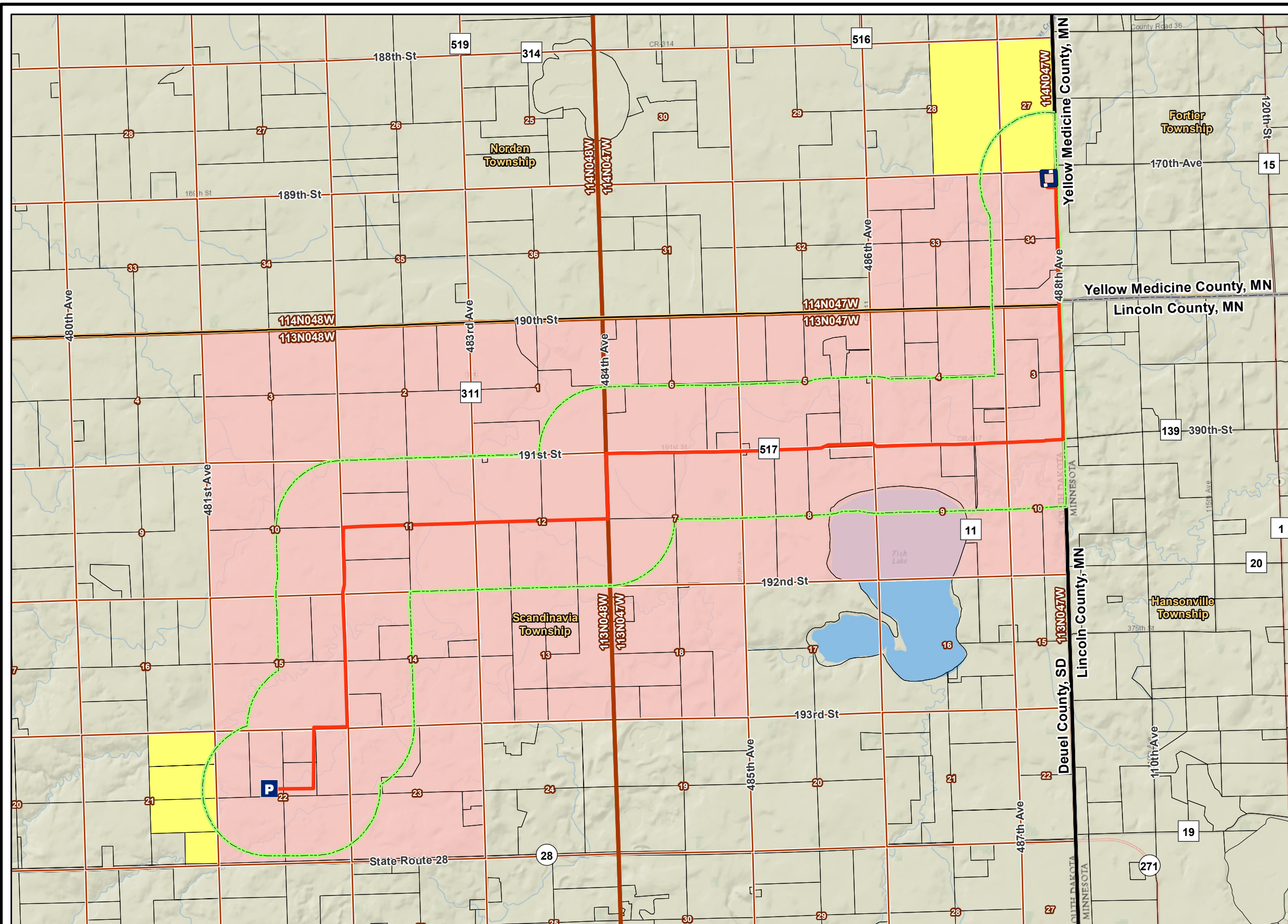
The attached map illustrates the proposed route, the 0.5-mile area around the route, and shaded in pink all the properties within the land sections that were notified of the public meeting. The list of landowners that were mailed a notice was filed to the docket as confidential on December 3, 2018.

However, we failed to include five parcels in the list of notification ahead of the public meeting within 0.5 mile of the proposed route, as illustrated in yellow in the attached figure. These parcels are located in sections 27 and 28 of T114N 47W and Section 21 of T114N R48W. The parcel located in Section 27 of T114N 47W is located approximately 0.31 mile northwest of the proposed route and proposed Project substation, and there is a residence onsite that is located approximately 0.6 mile northwest of the proposed route and proposed Project substation. There are no other residences located within these previously unnotified parcels.

Immediately upon realizing the oversight, Flying Cow Wind contacted these landowners (six landowners because one parcel is jointly owned) via telephone to notify them of the proposed project and explain the oversight. A letter explaining the Project and the landowner’s rights to comment and participate in the permitting process, along with a project map and a copy of the

presentation given at the December 18 public input meeting, was mailed via certified mail to the landowners.

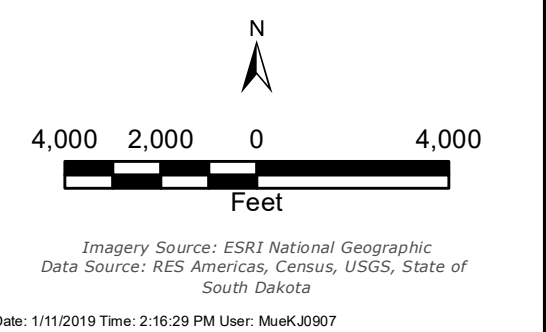
We then contacted all six landowners via telephone to confirm receipt of the notice and information package. We are currently contacting the six landowners again to confirm if they have any questions or concerns about the project, and we are seeking a written acknowledgement from them that they have received the project information and that they do not seek to intervene and participate in the formal evidentiary hearing as a party. Additionally, to provide additional public comment opportunity, we will notify all landowners within 0.5 mile of the proposed route of the final decision-making Commission meeting.



- Proposed Facilities**
- P Proposed Point of Interconnect
 - Proposed Route
 - 0.5 Mile Buffer
 - Proposed Project Substation
 - State Boundary
 - County Boundary
 - Civil Township Boundary
 - Township/Range Boundary
 - Section Boundary
 - Parcel Boundary
 - Landowner Notification Nov 2018
 - Landowner Notification Dec 2018/Jan 2019

Landowner Contact Information Table:

Township	Range	Sections
114N	47W	33, 34
113N	47W	3, 4, 5, 6, 7, 8, 9, 10, 18
113N	48W	1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23



BITTER ROOT 345 KV TRANSMISSION LINE AND SUBSTATION
 Project Location with Landowner Contact Area



JAN 2018
 Landowner Contact Map

Path: L:\14480001\mxh\HV_IL_Facility_Permit\PSC_Response\Landowner_Contact_Map.mxd