

October 4, 2019

VIA ELECTRONIC FILING

Ms. Patricia Van Gerpen
Executive Secretary
South Dakota Public Utilities Commission
500 E. Capitol Avenue
Pierre, SD 57501-5070

**RE: In the Matter of the Application by Deuel Harvest Wind Energy LLC for a Permit of a Wind Energy Facility in and a 345-kV Transmission Line in Deuel County, South Dakota, for the Deuel Harvest North Wind Farm Project
Docket EL18-053**

Compliance Filing, Condition No. 22

Dear Ms. Van Gerpen:

In accordance with Permit Condition 22 approved by the South Dakota Public Utilities Commission (“Commission”) and included in Attachment A to its May 30, 2019 Final Decision and Order Granting Permit to Construct Facilities; Notice of Entry (“Order”) in the above-referenced docket, Deuel Harvest Wind Energy LLC (“Deuel Harvest”) submits the following documents:

1. Affidavit of Michael Svedeman Providing Notice of Turbine Adjustments Up To 250 Feet;
2. Exhibit A – Maps of Turbine Adjustments and Updated Project Constraints Map;
3. Exhibit B – Summary of Turbine Adjustment Requirement Compliance;
4. Exhibit C – Updated Noise Report Results;
5. Exhibit D – Updated Shadow Flicker Analysis Results; and
6. Certificate of Service.

As explained in the Affidavit of Michael Svedeman Providing Notice of Turbine Adjustments Up To 250 Feet, Turbine No. 20 has been shifted to accommodate landowner preferences and Turbine No. 40 has been shifted to meet Deuel Harvest’s commitment to establish an 800-meter (0.5 mile) setback from the eagles nest near Lake Alice. The shift of

Attorneys & Advisors
main 612.492.7000
fax 612.492.7077
fredlaw.com

Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota
55402-1425

Ms. Patricia Van Gerpen
October 4, 2019
Page 2

Turbine No. 40 also satisfies the requirement in the Findings of Fact for Deuel Harvest's Special Exception Permit that all turbines to be at least 800 meters (0.5 mile) from the Lake Alice eagle nest. All work related to construction of Turbine Nos. 20 and 40 will take place within previously surveyed areas. Accordingly, no additional surveys were conducted for the new location of Turbine Nos. 20 and 40. As demonstrated in the enclosed documents, the shifted location of Turbine Nos. 20 and 40 will comply with the Commission's Order and all other applicable regulations and requirements.

Thank you for your attention to this matter.

Sincerely,

/s/ Lisa Agrimonti

Lisa Agrimonti
Attorney at Law

Direct Dial: 612.492.7344

Email: lagrimonti@fredlaw.com

Enclosures

cc: Certificate of Service/Service List

68212803