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July 21, 2006

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JUL 24 2006
SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

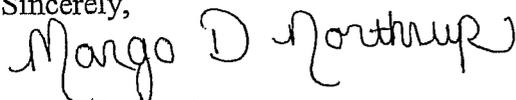
Patty Van Gerpen
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, South Dakota 57501

Re: IN THE MATTER OF THE TEMPORARY SERVICE ELECTRICAL SUPPLY
TO THE MILLENIUM ETHANOL PLANT

Dear Patty:

Please find enclosed for filing the original and ten (10) copies of the Petition for Temporary Electrical Service in the above referenced matter.

Sincerely,



Margo D. Northrup
Attorney at Law

MDN/ea

Enclosures

RECEIVED

JUL 24 2006

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE
TEMPORARY ELECTRICAL SUPPLY
TO THE MILLENIUM ETHANOL
PLANT

Docket No. EL06-____
PETITION FOR TEMPORARY
ELECTRICAL SERVICE

TO: THE SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Comes now Millennium Ethanol, LLC ("Millennium"), by and through Steve Domm, its Chief Executive Officer, and Darla Pollman Rogers, its attorney, and pursuant to SDCL 49-34A-58, respectfully petitions the South Dakota Public Utilities Commission ("Commission") as follows:

I.

Millennium, LLC is constructing and will operate an ethanol plant (the "Plant"), at a site near Marion, South Dakota, located on the following tracts of land:

PARCEL 1:

The Southeast Quarter (SE1/4) of Section Thirty-one (31), Township One Hundred (100) North, Range Fifty-four (54) West of the 5th P.M., except Tract 1, Engbrecht Addition in said SE1/4, except the East Five Hundred Eighty Three Feet (E 583') of the South Seven Hundred Eighteen (S 718') of said SE1/4, except Tracts F, Fremar's Addition in the Southwest Quarter (SW1/4) of the Southeast (SE1/4) of said Section 31, except Lot H1 and Lot H2 in said SE1/4, except 100' South Dakota Railroad Authority Right-of-Way in said SE1/4, all in Turner County, South Dakota.

Parcel 1 contains 5,373,489.7 S.F. (123.358 Acres) including 61,158.55 S.F. (1.404 Acres) if Turner Co. Highway No. 18 Right-of-Way, assuming 50' of R.O.W. along described parcel, more or less.

PARCEL 2:

The East Half of the Southwest Quarter (E1/2SW1/4) of Section Thirty-one (31), Township One Hundred (100) North, Range Fifty-four (54) West of the 5th P.M., except Tract 1 and Tract 2 of Engbrecht Tracts in the Southeast Quarter (SE1/4) of the Southwest (SW1/4) of said Section 31, except Lot A in Tract 1 of Engbrecht Tracts in said SE1/4 of SW1/4 if said Section 31, except Tract D, Fremar's Addition in the Southwest Quarter

(SW1/4) of Section of said Section 31, except 100' South Dakota Railroad Authority Right-of-Way in said (E1/2SW1/4), all in Turner County, South Dakota.

Parcel 2 contains 2,407,464.75 S.F. (55.268 Acres), more or less.

PARCEL 3:

Tracts B, C, D and E, Fremar's Addition in the Southwest Quarter (SW1/4) and the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section 31, Township One Hundred (100) North, Range fifty-four (54) West of the 5th P.M., Turner County, South Dakota.

Parcel 3 contains 1,446,057.94 S.F. (33.197 Acres) including 18,973.52 S.F. (0.436 Acres) of 446th Avenue Right-of-Way and 5,679.23 S.F. (0.130 Acres) of Turner Co. Highway No. 18 Right-of-Way, assuming 50' if R.O.W. along described parcel, more or less.

PARCEL 4:

A 110 foot strip of land running parallel to and immediately adjacent to the South Dakota Railroad Authority northeasterly Right-of-Way in the Southeast Quarter (SE1/4) of Section 36, Township One Hundred (100) North, Range Fifty-five (55) West of the 5th P.M., Turner County, South Dakota.

Parcel 4 contains 94,722.21 S.F. (2.175 Acres) including 4,431.16 S.F. (0.102 Acres) of 446th Avenue Right-of-Way, more or less.

PARCEL 5:

A 110 foot strip of land running parallel to and immediately adjacent to the South Dakota Railroad Authority northeasterly Right-of-Way line in the Northeast Quarter (NE1/4) of Section 36, Township One Hundred (100) North, Range Fifty-five (55) West of the 5th P.M., Turner County, South Dakota.

Parcel 5 contains 261,158.3 S.F. (5.995 Acres), more or less.

PARCEL 6:

A 110 foot strip of land running parallel to and immediately adjacent to the South Dakota Railroad Authority northeasterly Right-of-Way line in the Northwest Quarter (NW1/4) of Section 36, Township One Hundred (100) North, Range Fifty-five (55) West of the 5th P.M., Turner County, South Dakota.

Parcel 6 contains 242,887.42 S.F. (5.576 Acres) including 6,271.13 S.F. (0.144) Acres of 272nd Street Right-of-Way, more or less.

II.

The site of the Plant is within the assigned service area of Northern States Power Company, d/b/a Xcel Energy ("Xcel").

III.

Construction has begun on the project starting with the dirt work on July 11, 2006. An adequate temporary power source is needed within the next few weeks to begin construction of the outlying administrative building. Construction of the Plant is scheduled to begin in October, 2006.

IV.

Xcel currently serves the territory within which the Plant is located. Xcel is not rendering adequate service to the Plant during the construction phase, and does not propose to render adequate service to the facility for three months. (See Exhibit A).

V.

Simultaneous with the filing of this Petition, Millennium has filed a Petition pursuant to SDCL § 49-34A-56, requesting this Commission to enter an order authorizing Southeastern Electric Cooperative, Inc. ("Southeastern") to be the permanent electric service provider to Millennium.

VI.

Southeastern is ready, willing, and able to provide electric service to Millennium during the construction stage of the project as well, and is able to provide said electric service.

VII.

It would be an undue economic burden for Millennium to delay construction for three months or longer until Xcel is able to provide service to the construction site.

VIII.

Accordingly, Millennium petitions this Commission to authorize Southeastern to furnish electric service to the plant during the construction phase, pursuant to the Commission's authority under SDCL § 49-34A-58.

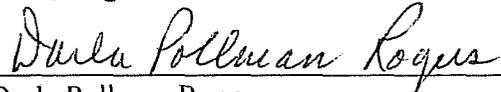
IX.

Millennium also joins in support of the Joinder of Southeastern in this proceeding, which Joinder is attached to this Petition as Exhibit B.

WHEREFORE, Petitioner Millennium requests the Public Utilities Commission, after notice and hearing on the above-entitled matter, to assign Southeastern as the supplier of electrical service to Millennium.

By  DATED this 21st day of July, 2006.
Steve Domm
Chief Executive Officer

Riter, Rogers, Wattier & Brown, LLP:



Darla Pollman Rogers
Margo D. Northrup
Attorney for Respondent
P. O. Box 280
Pierre, South Dakota 57501
Telephone (605) 224-7889

STATE OF SOUTH DAKOTA)
)SS.
COUNTY OF Turner)

On this 21st day of July, 2006, before me, the undersigned Notary Public, personally appeared Steve Domm, known to me to be the Chief Executive Officer of Dakota Millennium, LLC, authorized and licensed to do business in the state of South Dakota; and that he, as such Chief Executive Officer, with full authority to do so, executed the foregoing Petition for the purposes contained by signing the name of the LLC by himself as Chief Executive Officer.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Ralini R Smith
Notary Public of South Dakota

My Commission Expires:

4/10/11

(SEAL)



Steve Domm

From: "Peter Bendorf" <pbendorf@msn.com>
To: "sdomm" <sdomm@fremarcoop.com>
Sent: Friday, July 07, 2006 3:28 PM
Subject: Temp Pwr

Steve,

This email traffic memorializes the telephone conversations ad the inability of Xcell to perform.

Pete

----- Original Message -----

From: dsonnek@sonnekengineering.com
To: Peter Bendorf
Sent: Friday, July 07, 2006 3:00 PM
Subject: Fwd: Millennium Ethanol

-----Original Message-----

From: VanKirk, Robert [mailto:Robert.VanKirk@xcelenergy.com]
Sent: Friday, July 7, 2006 02:46 PM
To: dsonnek@sonnekengineering.com
Subject: RE: Millennium Ethanol

Dan,

We need copies of the signed easements allowing us to install the overhead temporary facilities. Then we can plan and engineer what is needed and what the charges will be.

We will need signed contracts and payment prior to scheduling work with our construction crews.

Generally the timeline is as follows:

1 month to design, engineer, and get signed contracts.

Then construction needs 2 month lead time to get material, and to fit jon into their present workload schedule.

Please contact me if there are further questions.

Bob

-----Original Message-----

From: dsonnek@sonnekengineering.com [mailto:dsonnek@sonnekengineering.com]
Sent: Friday, July 07, 2006 2:22 PM
To: VanKirk, Robert
Subject: Millennium Ethanol

Bob,

Please list what you need to get started and, the time required for engineering, planning, and construction.

Thank you,

Dan Sonnek

DATED this 21st day of July, 2006.

Brad Schardin
Brad Schardin, General Manager
Southeastern Electric Cooperative, Inc.

Subscribed and sworn to before me this 21st day of July, 2006.

My Commission Expires: 10/24/2011

John B. McDonald
Notary Public

