

Affidavit of Publication

State of South Dakota

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County of Brookings

Katie Cobb of said county, first duly sworn, on oath says: That she is the office clerk of THE BROOKINGS REGISTER, a daily newspaper, printed and published in the City of Brookings, in said County of Brookings, and State of South Dakota; that she has full and personal knowledge of the facts herein stated; that said newspaper is a legal newspaper and has a bona fide circulation of at least two hundred copies of each issue daily; that said newspaper has been published within the said County of Brookings and State of South Dakota, for more than one year prior to the first publication of Exhibit "A," hereto attached and herein mentioned, and was and is printed that the

Notice of Public Hearing

a printed copy of which, taken from the paper in which the same was published, is hereto attached marked Exhibit said newspaper for _____ 1 times,

December 3, 2008

said Exhibit "A" inures to the sole benefit for the publishers said newspaper; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are:

Three Hundred Dollars and no cents \$300.00

Subscribed and sworn to before me this _____
January _____

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26th

Ch

Notary Public in and for the County of Brookings, South Dakota
My Commission expires April 27, 2012

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SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

**NOTICE OF PUBLIC HEARING
SOUTH DAKOTA PUBLIC UTILITIES COMMISSION**

WHAT: Buffalo Ridge II LLC, a subsidiary of Iberdrola Renewables, Inc. Buffalo Ridge II Wind Farm and Associated Collection Substation and Electric Interconnection System Brookings and Deuel Counties, South Dakota
WHEN: Monday, January 5, 2009, at 6:00 p.m. CST
WHERE: 824 32nd Avenue, Swiftel Center, Daktronics Banquet Room A, Brookings, South Dakota

Pursuant to SDCL 49-41 B-15 and 49-41 B-16, the South Dakota Public Utilities Commission (Commission) will hold a public input hearing at the above time and place on an application filed by Buffalo Ridge II LLC, a subsidiary of Iberdrola Renewables, Inc. (Buffalo Ridge) for an Energy Conversion Facility Permit for the Construction of the Buffalo Ridge II Wind Farm and Associated Collection Substation and Electric Interconnection System. The applicant proposes to construct and operate a wind farm on up to 77 acres dispersed throughout portions of up to 77 sections of land in Brookings and Deuel Counties as well as a 13-mile long 115 kilovolt overhead transmission line. The proposed wind farm could have a name plate capacity of up to 306 megawatts.

At the hearing, Buffalo Ridge will present a brief description of the project, following which interested persons may appear and present their questions, views and comments regarding the application. Pursuant to SDCL 49-41 B-15(5), the application is on file in the Brookings County Auditor's office and Deuel County Auditor's office and in the Commission's office in Pierre and the application and all other documents in the case may also be accessed on the Commission's web site at www.puc.sd.gov under Commission Actions, Commission Dockets, Electric Dockets, 2008 Electric Dockets, EL08-031.

The parties to this proceeding are currently Buffalo Ridge and the Commission. Pursuant to SDCL 49-41 B-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 or other biological values, to preserve historical sites, to promote consumer interests, to represent commercial and industrial groups, or to promote the orderly development of the project area, or any interested person, may be granted formal party status in this proceeding by making written application to the Commission as provided in ARSD 20:10:22:40 on or before January 16, 2009. Application forms for party status will be available at the public input hearing on January 5, 2009, or may be obtained from the Commission.

Following the public input hearing, the Commission may schedule one or more subsequent formal evidentiary hearings conforming to SDCL Chapter 1-26 to consider any issues raised by any intervening party, Commission Staff or the Commission itself. At such formal hearing, all parties will have the opportunity to appear, present evidence and cross-examine the other parties' witnesses and exercise all other rights afforded by SDCL 1-26, 49-1 and 49-41 B and ARSD 20:10:01 and 20:10:22. Absent a contested issue, the Commission will schedule the matter for decision at a regular or special meeting of the Commission.

For approval, Buffalo Ridge must show that the proposed project 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 Commission will decide whether the permit 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 decision in this case to the appropriate Circuit Court by serving and filing a notice of appeal of the decision in accordance with SDCL 1-26-31, within thirty (30) days after the date of service of the notice of decision in this case.

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; 500 E. Capitol Ave., Pierre, SD 57501.