

# Affidavit of Publication

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STATE OF SOUTH DAKOTA

JUL 13 2015

County of Pennington

SS:

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

Mary Lee being first duly sworn, upon his/her oath says: That he/she is now and was at all time hereinafter mentioned, an employee of the RAPID CITY JOURNAL, a corporation of Rapid City, South Dakota, the owner and publisher of the RAPID CITY JOURNAL, a legal and daily newspaper printed and published in Rapid City, in said County of Pennington, and has full and personal knowledge of all the facts herein stated as follows: that said newspaper is and at all of the times herein mentioned has been a legal and daily newspaper with a bonafide paid circulation of at least Two Hundred copies daily, and has been printed and published in the English language, at and within an office maintained by the owner and publisher thereof, at Rapid City, in said Pennington County, and has been admitted to the United States mail under the second class mailing privilege for at least one year prior to the publication herein mentioned; that the advertisement, a printed copy of which, taken from said Rapid City Journal, the paper in which the same was published, is attached to this sheet and made a part of this affidavit, was published in said paper once each every other week for two successive weeks, the first publication there of being on the 17<sup>th</sup> day of June that the fees charged for the publication there of are Two Hundred Seventy Four dollars and ninety-five cents.

Mary Lee

Subscribed and sworn to before me this seventh day of July, 2015.

Dustin Rice

SEAL NOTARY PUBLIC SOUTH DAKOTA SEAL

Notary public

My Commission Expires July 1, 2020

My commission expires

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SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

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

**WHAT:** Wind Energy Facility - Willow Creek Wind Energy Facility - 103-megawatt (MW) nameplate capacity wind energy facility located on approximately 40,000 acres of privately owned land in Butte County, South Dakota, approximately 10 miles northeast of Newell, South Dakota  
**WHEN:** Thursday, July 9, 2015, at 6:30 p.m. MDT  
**WHERE:** Newell School Multi-Purpose Room, 501 Dartmouth Ave., Newell, S.D.

Pursuant to SDCL 49-41B-15 and 49-41B-16, the South Dakota Public Utilities Commission (Commission) will hold a public input hearing at the above time and place on the Application for Wind Quarry Operations, LLC (Wind Quarry) to construct the Willow Creek Wind Energy Facility, a 103-megawatt (MW) nameplate capacity wind energy facility located on approximately 40,000 acres of privately owned land in Butte County, South Dakota, approximately 10 miles northeast of Newell, South Dakota (Project). The proposed Project includes approximately 45 wind turbines, associated access roads, a new collector substation, an operations and maintenance facility, and associated transmission interconnection facilities. The Project would interconnect to the U.S. Department of Energy Western Area Power Administration Maurine to Rapid City 116-kilovolt (KV) transmission line, which extends through the Project area. The Project would generate utility scale electric power for residential, commercial, and industrial consumers.

At the public input hearing, Wind Quarry will present a brief description of the Project, following which interested persons may appear and present their questions, views, and comments regarding the Application and Project. Pursuant to SDCL 49-41B-15(5), the Application is on file in the Butte 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 website at [www.puc.sd.gov](http://www.puc.sd.gov) under Commission Actions, Commission Dockets, Electric Dockets, 2015 Electric Dockets, EL15-020.

The parties to this proceeding are currently Wind Quarry and the Commission. Pursuant to SDCL 49-41B-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 July 27, 2015. Application forms for party status will be available at the public input hearing on July 9, 2015, or may be obtained from the Commission or the Commission's website.

Following the public input hearing, the Commission may schedule a formal evidentiary hearing 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 Chapters 1-26, 49-1, and 49-41B and ARSD Chapters 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, Wind Quarry must show that the 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 of the Project as the Commission finds 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; [www.puc.sd.gov](http://www.puc.sd.gov); 500 E. Capitol Ave., Pierre, SD 57501.

(Published twice at the total approximate cost of \$274.95).

June 17, July 1, 2015 - L20939638

*on his/her oath says: That hereinafter mentioned, an (AL), a corporation of Rapid City, printed and published in Pennington, and has full and true stated as follows: that the same herein mentioned has been in full and true paid circulation of at least one year prior to the date of this advertisement, a printed copy of the Rapid City Journal, the paper in which this advertisement is published, is attached to this sheet and made a part of the same. Successive copies of this advertisement shall be published there of being on the same terms and conditions that the fees charged for the same are hereby approved. Twenty Four dollars*

day of July, 2015.

*Dustin Rice*  
Notary public  
DUSTIN RICE  
My Commission Expires July 1, 2020  
My commission expires

