

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF THE
APPLICATION BY CROCKER WIND
FARM, LLC FOR A PERMIT OF A
WIND ENERGY FACILITY AND A 345
KV TRANSMISSION LINE IN CLARK
COUNTY, SOUTH DAKOTA, FOR
CROCKER WIND FARM

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CROCKER WIND FARM, LLC'S
RESPONSES TO STAFF'S FOURTH
SET OF DATA REQUESTS

EL17-055

Below, please find Crocker Wind Farm, LLC's ("Crocker) Responses to Staff's Fourth Set of Data Requests.

- 4-1) **Please refer to Mr. David Hessler's direct testimony, Page 4, line 10 through Page 5, line 19. For the eighteen participating residences that are predicted to exceed a 45 dBA sound level in Crocker's noise study:**
- i. **Did the easements signed by these residents contain any specific provisions relating to noise or sound? If yes, please provide.**

Mollie Smith: This request calls for a legal conclusion. That said, while the leases do not specifically address noise or sound, they do include a waiver of all setback requirements.

- ii. **Please explain how Crocker has educated and informed these residents so that they have the appropriate expectations about the predicted sound levels at their residence.**

Jay Hesse/Melissa Schmit: Crocker prepared responses to frequently asked questions regarding sound, which were made available to landowners. In addition, Crocker responded to individual questions that landowners had regarding sound/noise.

- iii. **Has Crocker offered to take these residents to an operating wind facility so that the residents could experience the sound at similar setbacks? If not, would Crocker be willing to take these residents to an operating wind facility? Explain.**

Jay Hesse/Melissa Schmit: Since there are two operating wind farms in the area, as well as other wind farms operating in nearby counties, the landowners within the Project have been exposed to operating turbines. In addition, some landowners have gone to operating wind farms on their own to experience being near the turbines first-hand. For these reasons, Crocker did not offer to take the landowners to an operating wind farm as a



group. However, if a landowner wanted to go to an operating wind farm, Crocker would help facilitate that opportunity.

4-2) Are participating residents prohibited from filing a complaint before the South Dakota Public Utilities Commission or any other governmental entity regarding noise or any other concern due to language in their easement? Explain.

Mollie Smith: This request calls for a legal conclusion. That said, the leases do not specifically prohibit landowners from complaining to the Commission, but the leases do obligate participating landowners to cooperate with Crocker to obtain and maintain permits for the Project.

4-3) Please provide the name, address, and distance to the closest turbine of non-participating residences that are within the following distance from the closest turbine to their residence:

i. 3,960 ft. to 1 mile;

Melissa Schmit: Please see the attached chart. Please note that the name and address information was provided by Clark County in 2017, so may not be up-to-date.

ii. 1 mile to 2 miles; and

Melissa Schmit: Please see the attached chart. Please note that the name and address information was provided by Clark County in 2017, so may not be up-to-date. In addition, the list includes only those residences for which Crocker has information, and is not intended as a comprehensive list.

iii. 2 miles to 3 miles.

Melissa Schmit: Please see the attached chart. Please note that the name and address information was provided by Clark County in 2017, so may not be up-to-date. In addition, the list includes only those residences for which Crocker has information, and is not intended as a comprehensive list.

As requested by Staff, Crocker is submitting responses to Staff Data Request No. 4-3 confidentially.

Dated this 24th day of April, 2018.



Melissa Schmit

Residence List

Site_Control	OWNER1	OWNER2	MAILING_AD	MAILING_CI	MAILING_ST	MAILING_ZI	NEAR_FT	Near Category	NEAR_TURBINE
Non-Participating							3962.215329	3960 feet to 1 mile	145
Non-Participating							3964.038604	3960 feet to 1 mile	118
Non-Participating							4012.209495	3960 feet to 1 mile	169
Non-Participating							4048.374203	3960 feet to 1 mile	100
Non-Participating							4082.439486	3960 feet to 1 mile	119
Non-Participating							4221.669319	3960 feet to 1 mile	112
Non-Participating							4258.892212	3960 feet to 1 mile	102
Non-Participating							4272.37715	3960 feet to 1 mile	179
Non-Participating							4309.900363	3960 feet to 1 mile	101
Non-Participating							4310.455263	3960 feet to 1 mile	69
Non-Participating							4358.752831	3960 feet to 1 mile	133
Non-Participating							4376.307597	3960 feet to 1 mile	207
Non-Participating							4423.657782	3960 feet to 1 mile	179
Non-Participating							4457.775428	3960 feet to 1 mile	207
Non-Participating							4561.131671	3960 feet to 1 mile	178
Non-Participating							4599.172715	3960 feet to 1 mile	169
Non-Participating							4614.567505	3960 feet to 1 mile	169
Non-Participating							4637.693539	3960 feet to 1 mile	59
Non-Participating							4656.576625	3960 feet to 1 mile	119
Non-Participating							4657.604097	3960 feet to 1 mile	118
Non-Participating							4680.852814	3960 feet to 1 mile	66
Non-Participating							4714.811522	3960 feet to 1 mile	169
Non-Participating							4730.531274	3960 feet to 1 mile	52
Non-Participating							4740.370397	3960 feet to 1 mile	67
Non-Participating							4741.109395	3960 feet to 1 mile	169
Non-Participating							4777.49114	3960 feet to 1 mile	169
Non-Participating							4910.975774	3960 feet to 1 mile	207
Non-Participating							4942.93072	3960 feet to 1 mile	169
Non-Participating							5016.483398	3960 feet to 1 mile	169
Non-Participating							5097.296621	3960 feet to 1 mile	169
Non-Participating							5159.723129	3960 feet to 1 mile	169
Non-Participating							5302.684936	1 mile to 2 miles	169
Non-Participating							5487.776351	1 mile to 2 miles	169
Non-Participating							5496.620932	1 mile to 2 miles	59
Non-Participating							5540.296414	1 mile to 2 miles	169
Non-Participating							5564.483029	1 mile to 2 miles	82
Non-Participating							5635.458858	1 mile to 2 miles	169
Non-Participating							5645.364366	1 mile to 2 miles	160
Non-Participating							5830.547398	1 mile to 2 miles	67
Non-Participating							5904.246807	1 mile to 2 miles	169
Non-Participating							6133.035086	1 mile to 2 miles	128
Non-Participating							6187.114814	1 mile to 2 miles	169
Non-Participating							6254.442619	1 mile to 2 miles	160
Non-Participating							6262.902976	1 mile to 2 miles	169
Non-Participating							6714.314927	1 mile to 2 miles	67
Non-Participating							7640.51725	1 mile to 2 miles	152
Non-Participating							7721.580192	1 mile to 2 miles	112
Non-Participating							7734.648424	1 mile to 2 miles	112
Non-Participating							7946.625137	1 mile to 2 miles	179
Non-Participating							8053.440187	1 mile to 2 miles	142
Non-Participating							8907.016829	1 mile to 2 miles	66
Non-Participating							9503.260933	1 mile to 2 miles	214
Non-Participating							9523.842863	1 mile to 2 miles	214
Non-Participating							9918.155329	1 mile to 2 miles	67
Non-Participating							10152.96932	1 mile to 2 miles	214
Non-Participating							12061.86686	2 miles to 3 miles	67