

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA
COUNTY OF DEUEL

Ken Reiste being first duly sworn, on oath says: That he is publisher of the Clear Lake Courier, a weekly newspaper published in the City of Clear Lake, Deuel County, South Dakota; that he has full and personal knowledge of all facts herein stated; that said newspaper is a legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive; that said newspaper has been published within the said County of Deuel and State of South Dakota, for at least one year next prior to the first publication of the attached public notice, and that

**Notice Of Public Hearing
South Dakota Public Utilities Com.
Permit Flying Cow Wind, LLC**

a printed copy of which, taken from the paper in which the same was published, and which is hereto attached and made a part of this affidavit, was published in said newspaper for two successive week(s) to wit:

November 21, 2018
December 12, 2018

That the full amount of the fee charged for publication of the attached public notice insures to the sole benefit of the publisher; 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: **\$234.00**

Ken Reiste
Ken Reiste

Subscribed and sworn to before me

this 12 day of December,
2018

Amber Kenyon

Notary Public, South Dakota

My commission expires:
My Commission Expires
4/17/2021



RECEIVED

DEC 26 2018

NOTICE OF PUBLIC HEARING

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION
**Permit Flying Cow Wind, LLC to Construct a 345 kV
Transmission Line and Associated Facilities in Deuel County**

WHEN: Tuesday, December 18, 2018, at 5:30 p.m. CST

**WHERE: Deubrook Elementary School Gymnasium,
695 Pallsades Ave., Toronto, SD**

Pursuant to SDCL 49-41B-15 and 49-41B-16, the South Dakota Public Utilities Commission will hold a public input hearing at the above time and place on an application to construct approximately 10.42 miles of 345-kilovolt (kV) overhead transmission line, a substation, and associated facilities (Project) located entirely within Deuel County, South Dakota. The Project is proposed by Flying Cow Wind, LLC (Applicant), a wholly-owned subsidiary of Roaring Fork Wind, LLC, the joint venture formed by subsidiaries of its affiliate Renewable Energy Systems Americas Inc., and Vestas Wind Systems A/S. The starting point of the transmission line for the Project is proposed to be located in Government Lot 2 of Section 34 in Township 114N, Range 47W, Norden Township. The ending point will be in the NW 1/4 of Section 22, Township 113N, Range 48 West, Scandinavia Township. The Project is expected to be in service by the third quarter of 2020.

The purpose of the public input hearing will be to hear public comments regarding the permit Application and the Projects. At the hearing, Applicant will present a brief description of the Project, following which interested persons may appear and present their views, comments and questions regarding the Application. A copy of the Application is on file with the Deuel County Auditor pursuant to SDCL 49-41B-15(5) and at the Commission's office in Pierre. The Application and all other documents in the case, including detailed maps of the Project, may be accessed on the Commission's website at www.puc.sd.gov under Commission Actions, Commission Dockets, Electric Dockets, 2018. Electric Dockets, EL18-045 or by contacting the Commission in person at the Capitol Building, 500 E. Capitol Ave., Pierre, SD, or by phone at (605) 773-3201 or (800) 332-1782.

Pursuant to SDCL 49-41B-17 and ARSD 20:10:22:40, the parties to this proceeding are currently the Applicant and the Commission. Any person residing in the area of the Project; each municipality, county, and governmental agency in the area where the Project is proposed to be sited; 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 area in which the Project is to be sited; or any interested person, may be granted party status in this proceeding by making written application to the Commission. Applications for party status will be available at the public input hearing or may be obtained from the Commission's website or by contacting the Commission. Applications for party status must be received by the Commission on or before 5:00 p.m. CST on December 26, 2018.

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, the Commission's 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, including rights of appeal to the courts. Absent a contested issue, the Commission will schedule the matter for decision at a regular or ad hoc meeting of the Commission.

For approval, the Applicant 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 appropriate.

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

Published twice by the South Dakota PUC at the total approximate cost of \$234.00.