

January 14, 2022

VIA ELECTRONIC FILING

Ms. Patricia Van Gerpen
Executive Secretary
South Dakota Public Utilities Commission
500 E. Capitol Avenue
Pierre, SD 57501-5070

**RE: In the Matter of the Application of Dakota Range III, LLC for a Permit of a Wind Energy Facility and a 345-kV Transmission Line in Grant and Roberts Counties
Docket EL18-046**

Compliance Filing, Condition No. 8.e

Dear Ms. Van Gerpen:

In accordance with Condition No. 8.e of the Settlement Stipulation approved by the South Dakota Public Utilities Commission (“Commission”) in its February 22, 2019 Order Granting Joint Motion for Approval of Settlement Stipulation and Granting Permits to Construct Facilities (“Order”) in the above-referenced docket, Dakota Range III, LLC (“Dakota Range III”) submits this update on the status of road repairs.

As documented by the attached Certificates of Completion from Grant County, Lura Township, and Mazeppa Township, Dakota Range III has completed restoration of any road damages associated with Project construction and repaired the roads in accordance with Condition 8 and to the satisfaction of Grant County, Lura Township, and Mazeppa Township.

Farmington Township has informed Dakota Range III that it has signed a Certificate of Completion documenting that Dakota Range III has completed restoration of any road damages associated with Project construction and repaired the roads in accordance with Condition 8 and to the satisfaction of Farmington Township, but Dakota Range III has not yet received the Certificate of Completion. Dakota Range III will provide a signed copy of the Certificate of Completion following receipt.

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Road Use and Repair Agreements with Roberts County, Ortley Township, Summit Township, and Blooming Valley Township are in place and being followed, with final work and Certificates of Completion to be executed in the summer of 2022. The outstanding work to be completed is summarized below:

Roberts County:

- Replace culvert or repair pipe for proper drainage at the Intersection of 144th Street and 453rd Avenue;
- Pay Roberts County specified sum to be used to replace gravel on 453rd Avenue between 144th Street, going north of 142nd Street;
- Remove radius and culvert(s) on the intersection of 453rd Avenue and 142nd Street; and
- Remove approach access located on east side of 453rd Avenue or rebuild the existing approach to standard width and length in accordance with state statute, with a culvert as needed.

Ortley Township:

- Address the blocked culvert on the northeast corner of intersection 144th Street and 453rd Avenue by unblocking and repairing culvert as necessary; and
- Remove and reclaim the radii in the Township and remediate all drainage disturbed by construction of the Project.

Summit Township:

- Provide a two-inch gravel cap on the first half mile of 457th Avenue north of 144th Street;
- Provide 12 loads of gravel spread out across 143rd Street east of 455th Avenue (an approximately 2.4-mile stretch of road; a Township officer will determine the exact distribution area before work begins); and
- Provide 25 loads of gravel set aside for the Township to use at its discretion.

Blooming Valley Township:

- Provide a minimum of 25 loads of gravel for the Township to use at its discretion.

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A Certificate of Service is also enclosed. Please let me know if you have any questions.

Sincerely,

/s/ Mollie M. Smith

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Enclosures

cc: Certificate of Service/Service List
Jane Pearson
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