

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA

IN THE MATTER OF BLACK HILLS)
POWER, INC. d/b/a BLACK HILLS) **Docket EL 19-006**
ENERGY FOR A FACILITY PERMIT)
TO CONSTRUCT A 230/69 KV)
TRANSMISSION LINE AND)
ASSOCIATED SUBSTATION)

MOTION FOR RELEASE OF INDEMNITY BOND

Black Hills Power, Inc. d/b/a Black Hills Energy, Inc. (“Black Hills”) submitted its Application to the South Dakota Public Utilities Commission (“Commission”) for authority to construct a new 230/69 kV substation at the location of the former Ben French Power Plant along with a new 230 kV transmission line from the substation running southeast approximately 0.2 miles and then east approximately 0.5 miles (the “Project”).

One of the requirements of acquiring a permit is to obtain an indemnity bond as outlined in SDCL § 49-41B-38. Black Hills also agreed to obtain an indemnity bond in the Settlement Stipulation dated May 20, 2019 between Black Hills and Staff which was approved by the Commission in its *Order Granting Joint Motion for Approval of Settlement Stipulation and Order Granting Permit to Construct Transmission Facilities; Notice of Entry* dated May 31, 2019.

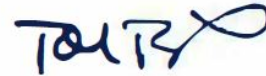
Black Hills obtained the indemnity bond effective May 31, 2019. See *Exhibit A – South Dakota Energy Facility Permit Act Bond*.

In paragraph 11 of Section III. Terms and Conditions in the Settlement Stipulation, Black Hills was required to keep the indemnity bond in effect “until released by the Commission, which release shall not be unreasonably denied following completion of the construction and

repair period.” Settlement Stipulation p. 4. Black Hills completed the construction and repair period, and the line was energized on May 12, 2020.

WHEREFORE, Black Hills respectfully requests that the Commission issue an order releasing the indemnity bond obtained in this matter.

Dated this 8th day of December, 2021.



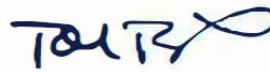
Todd Brink
Associate General Counsel
Black Hills Service Company, LLC
PO Box 1400
Rapid City, SD 57709
(605) 721-2516
Todd.brink@blackhillscorp.com

CERTIFICATE OF SERVICE

I certify the foregoing document was filed through the South Dakota Public Utilities

Commission website this 8th day of December, 2021 and served on the following:

Patricia Van Gerpen
Kristen Edwards
Eric Paulson
Joseph Rezac
South Dakota Public Utilities Commission
500 E. Capitol Ave.
Pierre, SD 57501
Patty.vangerpen@state.sd.us
Kristen.edwards@state.sd.us
Eric.paulson@state.sd.us
Joseph.rezac@state.sd.us



Todd Brink