

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Otter Tail Corporation
49.5 MW Wind Farm – Luverne – Barnes/Steele Cntys
Public Convenience & Necessity**

Case No. PU-08-766

AFFIDAVIT OF SERVICE REGULAR, EMAIL OR INSIDE MAIL

STATE OF NORTH DAKOTA
COUNTY OF BURLEIGH

Janet Marquart deposes and says that:

she is over the age of 18 years and not a party to this action and, on the 5th day of **December, 2008**, she deposited in the United States Mail, Bismarck, North Dakota, 42 envelopes by first class mail, fully prepaid, securely sealed and each containing a photocopy, 13 envelopes via inside mail, securely sealed and each containing a photocopy, and 55 electronic mail messages, each with an attached electronic copy of:

Order Granting Certificate

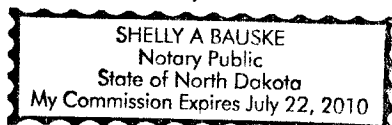
The envelopes and electronic mails respectively were addressed as follows:

See attached list.

Each post office address shown is the respective addressee's last reasonably ascertainable post office address and each email address is the respective addressee's last reasonably ascertainable electronic mailing address.

Subscribed and sworn to before me
this 5th day of **December, 2008**.

SEAL



Janet Marquart

Shelly A Bauske

Notary Public

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Otter Tail Corporation
49.5 MW Wind Farm – Luverne-Barnes/Steele Cnty
Public Convenience and Necessity**

Case No. PU-08-766

ORDER GRANTING CERTIFICATE

December 3, 2008

On September 12, 2008, Otter Tail Corporation (Otter Tail) filed an application for a Certificate of Public Convenience and Necessity to construct, own, and operate a 49.5 MW portion of the M-Power 157 MW Luverne Wind Farm consisting of thirty-three 1.5 MW wind turbines and associated generation equipment, transformers, 34.5 kV underground collector system, wind farm substation, and 13 miles of 230 kV transmission line all in Barnes and Steele Counties of North Dakota.

On October 8, 2008, the Commission issued a Notice of Opportunity for Hearing, which provided until November 26, 2008 for receiving written comments or hearing requests. No response has been received. The notice identified the following issues to be considered:

1. Whether public convenience and necessity will be served by construction and ownership of the facilities.
2. Whether the applicant is fit, willing and able to provide service.

On November 20, 2008, the Commission discussed this matter with representatives from Otter Tail and Commission staff at an informal hearing.

Otter Tail is a Minnesota corporation authorized to do business in North Dakota as a foreign corporation, and is doing business in North Dakota as a public utility subject to the jurisdiction of and regulation by this Commission.

Otter Tail currently serves approximately 129,000 retail electric customers in eastern North Dakota, western Minnesota and northeastern South Dakota. Otter Tail is an experienced electric generation, transmission and distribution utility with the experience and resources to own a 49.5 MW portion of the M-Power 157 MW Luverne Wind Farm.

This additional 49.5 MW of wind generation from the Luverne Wind Farm, along with the previous Langdon and Ashtabula projects and some smaller purchases, would fulfill the 160 MW of near-term wind energy resource requirements called for in Otter Tail's most recent integrated resource plan. Otter Tail has determined that ownership of these facilities is cost-effective compared to energy purchases.

The facilities for which Otter Tail seeks certification were permitted by this Commission in Case No. PU-08-34 where Certificate of Site Compatibility No. 9 was issued to M-Power authorizing construction of the Luverne Wind Farm in Griggs and Steele Counties, and Case No. PU-08-107 where Corridor Certificate No. 106 and Route Permit No. 116 were issued authorizing construction of the 230 kV transmission line in Barnes and Steele Counties, North Dakota.

The Commission finds public convenience and necessity will be served by construction and ownership of the facilities.

The Commission finds that Otter Tail is fit, willing and able to provide service.

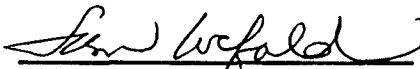
Order

The Commission Orders:

1. The application of Otter Tail Corporation d/b/a Otter Tail Power Company for a Certificate of Public Convenience and Necessity to construct and own electric generation facilities in North Dakota is GRANTED.
2. Certificate of Public Convenience and Necessity No. 5385 is issued to Otter Tail Corporation to construct and operate a 49.5 MW portion of the Luverne Wind Farm.

PUBLIC SERVICE COMMISSION


Tony Clark
Commissioner


Susan E. Wefald
President


Kevin Cramer
Commissioner

PUBLIC SERVICE COMMISSION

STATE OF NORTH DAKOTA

Certificate of Public Convenience and Necessity

Certificate Number 5385

This is to certify that public convenience and necessity require, and permission is granted for Otter Tail Corporation, to serve a 49.5 MW portion of the Luverne Wind Farm located in Barnes and Steele Counties, North Dakota.

This certificate is issued in accordance with the Order of this Commission dated December 3, 2008, in Case No. PU-08-766, and is subject to the conditions and limitations noted in the Order.

This certificate is conditioned upon Otter Tail Corporation securing the franchise or other authority of the proper municipal or other public authority for the exercise of these rights and privileges.

Bismarck, North Dakota, December 3, 2008.

ATTEST:

PUBLIC SERVICE COMMISSION


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