

**STATE OF NORTH DAKOTA**  
**PUBLIC SERVICE COMMISSION**

**Ashtabula Wind, LLC / Otter Tail  
Corporation  
Partial Transfer of Site Certificate  
Siting Application**

**Case No. PU-09-53**

**AFFIDAVIT OF SERVICE BY ORDINARY, INSIDE MAIL, & ELECTRONIC 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 **26<sup>th</sup>** day of **February, 2009**, she deposited in the United States Mail, Bismarck, North Dakota, **41** envelopes by first class mail, fully prepaid, securely sealed, **14** envelopes by Inside Mail, each containing a photocopy, and **47** electronic mail messages, each with an attached electronic copy of:

**Notice of Opportunity for Hearing**

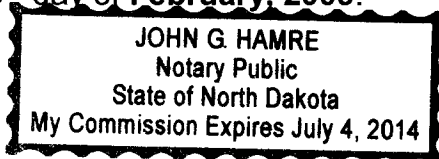
The envelopes and electronic mails respectively were addressed as follows:

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 **26<sup>th</sup>** day of **February, 2009**.

SEAL



*Janet Marquart*  
\_\_\_\_\_  
*John G. Hamre*  
\_\_\_\_\_  
Notary Public

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

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**Case No. PU-09-53**

**NOTICE OF OPPORTUNITY FOR HEARING  
February 25, 2009**

On May 30, 2008, in Case No. PU-08-32, the Commission issued Certificate of Site Compatibility No. 7 to Ashtabula Wind, LLC (Ashtabula Wind) authorizing construction of a 200 MW Ashtabula Wind Energy Center (AWEC) in Barnes County, North Dakota. As the Commission found in Finding of Fact #7 of its decision approving issuance of the certificate, Otter Tail Corporation d/b/a Otter Tail Power Company (Otter Tail) filed an application for a certificate of public convenience and necessity to construct and own 32 of the AWEC turbines and associated facilities totaling 48 MW of nameplate generating capacity. Otter Tail was issued Certificate of Public Convenience and Necessity No. 5347 for its 48 MW portion of the AWEC on July 2, 2008 in Case No. PU-08-200.

On February 6, 2009, in Case No. PU-09-53, Otter Tail and Ashtabula Wind filed a joint Application for Partial Transfer of Certificate of Site Compatibility, seeking to have transferred to Otter Tail only the rights and obligations of Certificate of Site Compatibility No. 7 that coincide with the geographical portion of the AWEC for which the Commission issued Certificate of Public Convenience and Necessity No. 5347.

The issues to be considered in this matter are whether Otter Tail agrees and is able to comply with the terms and conditions of the siting certificate currently issued to Ashtabula Wind and whether the requested certificate transfer is compatible with the public interest.

Those interested are invited to comment on this application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearing must be received by **April 1, 2009**. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify the Commission.

**PUBLIC SERVICE COMMISSION**

  
**Tony Clark**  
Commissioner

  
**Kevin Cramer**  
President

  
**Brian P. Kalk**  
Commissioner