

STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION

**Otter Tail Power Company
230 kV Electric Transmission Line – Sargent Cty
Siting Application**

Case No. PU-09-674

AFFIDAVIT OF SERVICE BY CERTIFIED 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 **27th** day of **January, 2010**, she deposited in the United States Mail, at Bismarck, North Dakota, one envelope with certified postage, return receipt requested, fully prepaid, securely sealed and containing a photocopy of:

Notice of Opportunity for Hearing on Waiver Application

The envelopes were addressed as follows:

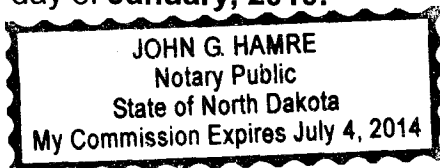
Mr. Mark Bring
Otter Tail Power Company
215 S Cascade St
Fergus Falls MN 56537

Cert. No. 7008 1830 0004 1758 7218

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me
this **27th** day of **January, 2010**.

SEAL



Janet Marquart

John G. Hamre

Notary Public

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

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230 kV Electric Transmission Line - Sargent County
Siting Application**

Case No. PU-09-674

NOTICE OF OPPORTUNITY FOR HEARING ON WAIVER APPLICATION

January 27, 2010

On January 12, 2010, Otter Tail Power Company filed for a waiver of procedures and time schedules, requesting that the Commission waive the requirement of the filing of an application for a certificate of corridor compatibility and route permit and public hearing, and forthwith issue a certificate and route permit authorizing the construction and relocation of approximately 0.53 miles of 230 kilovolt (kV) electric transmission line now located in water near Fiala Lake in Sargent County. Otter Tail asserts that the proposed reroute will produce only minimal adverse effects and that a demonstrable emergency exists that requires construction before the existing line structures can be damaged by spring ice flows. The proposed reroute is west and south of Foreman in Section 14 of Township 130 North (Foreman), Range 56 West as shown on the attached map.

The issues to be considered in this proceeding are:

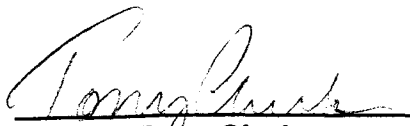
1. Will the location, construction, and operation of the proposed transmission line produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Is the proposed transmission line compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed transmission line reroute minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?
4. Is the proposed transmission line of such length, design, location, or purpose that it will produce minimal adverse effects so that procedures and time schedules may be waived?

5. Does a demonstrable emergency exist which requires immediate construction so that adherence to procedures and time schedules would jeopardize the utility's system?
6. Is it appropriate for the Commission to waive any procedures and time schedules as requested in the application?

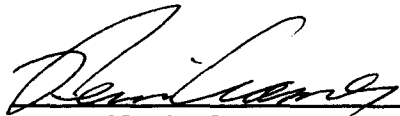
Those interested are invited to comment on the application in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearings must be received by **February 22, 2010**. If deemed 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
Chairman



Brian P. Kalk
Commissioner

ONE MILE CORRIDOR

ONE MILE CORRIDOR

ONE MILE CORRIDOR

ONE MILE CORRIDOR

ONE MILE CORRIDOR

92ND ST. SE

CENTER SECTION 14
TOWN SHIP 130 RANGE 56

FIALA LAKE

PROPOSED
ROUTE

PROPOSED RIP-RAP AREA

EXISTING
ROUTE

WEST QUARTER CORNER
SECTION 14 TOWNSHIP 130 RANGE 56

130TH AVE. SE

HANKINSON-ELLENDALE
230KV LINE
FIALA LAKE REROUTE



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93RD ST. SE

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ONE MILE CORRIDOR