

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Foxtail Wind, LLC / Northern States Power Company
Transfer of Site Certificate
Siting Application**

Case No. PU-18-144

ORDER ON REISSUING CERTIFICATE

December 6, 2018

Preliminary Statement

On January 31, 2018, in Case No. PU-17-284, the Commission issued Certificate of Site Compatibility Number 53 to Foxtail Wind, LLC authorizing construction of a 150 MW Foxtail Wind Energy Center and associated facilities in Dickey County, North Dakota.

On May 4, 2018, Northern States Power Company (NSP) filed an application to transfer Certificate of Site Compatibility Number 53 from Foxtail Wind, LLC to NSP.

On May 23, 2018, NSP filed a revised application to transfer Certificate of Site Compatibility Number 53 from Foxtail Wind, LLC to NSP.

On May 29, 2018, the Commission issued a Notice of Opportunity for Hearing, which provided until July 9, 2018 for receiving written comments or hearing requests. No response was received.

The Notice identified the issues to be considered are whether NSP agrees and is able to comply with the terms and conditions of the certificate and whether the requested transfer is compatible with the public interest.

Discussion

NSP is a public utility duly authorized to conduct business in North Dakota. NSP provides retail electric and natural gas service in five upper Midwest states, including North Dakota where it presently serves approximately 94,000 retail electric customers under the regulatory jurisdiction of this Commission.

NSP purchased 100 percent of the membership interest of Foxtail Wind, LLC. NSP stated that upon closing, NSP planned to merge Foxtail Wind, LLC into NSP and continue development of the wind farm as NSP.

The affidavit of Christopher B. Clark filed in support of NSP's application affirms that NSP agrees to abide by all of the terms and conditions in Certificate of Site Compatibility Number 53 and stands ready, willing and able to perform the obligations stated therein. Further, NSP's revised application includes information showing that Foxtail Wind LLC supports the transfer of Certificate of Site Compatibility No. 53 to NSP.

NSP agrees and is able to comply with the terms and conditions of Certificate of Site Compatibility Number 53.

The Commission finds that NSP agrees and is able to comply with the terms and conditions of Certificate of Site Compatibility Number 53.

In accordance with the Commission's previous Orders in Case Nos. PU-17-387 and PU-17-120, the Commission finds that the requested transfer of Certificate of Site Compatibility Number 53 is in the public interest.

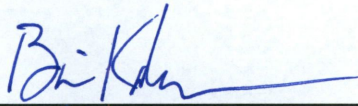
Therefore, the Commission issues the following:

Order

The Commission Orders:

1. The application for transfer of Certificate of Site Compatibility Number 53 is granted.
2. First Reissued Certificate of Site Compatibility Number 53 is issued to NSP.

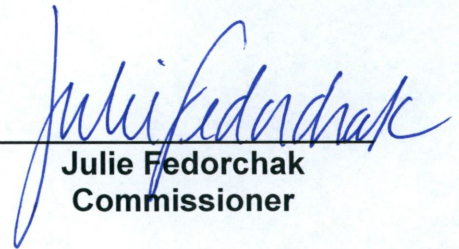
PUBLIC SERVICE COMMISSION



Brian Kroshus
Commissioner



Randy Christmann
Chairman



Julie Fedorchak
Commissioner

PUBLIC SERVICE COMMISSION

STATE OF NORTH DAKOTA

First Reissued Certificate of Site Compatibility Number 53

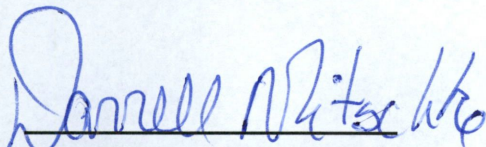
This is to certify that the Commission has designated an energy conversion facility site for Northern States Power Company, for the construction and operation of a wind energy facility and associated facilities in Dickey County, North Dakota:

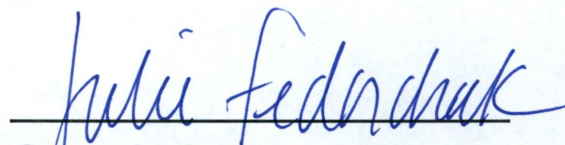
The facility may be sited in this designated location in compliance with the energy conversion facility siting criteria. This certificate is issued in accordance with the Finding of Fact, Conclusion of Law and Order of the Commission in Case No. PU-17-284 dated January 31, 2018 and the Order on Reissuing Certificate in Case No. PU-18-144 dated December 6, 2018 and is subject to the conditions and limitations noted in those orders.

Bismarck, North Dakota, December 6, 2018.

ATTEST:

PUBLIC SERVICE COMMISSION


Executive Secretary


Commissioner