



March 22, 2019

**VIA E-MAIL (ndpsc@nd.gov)**

Steve Kahl  
Interim Executive Secretary  
Public Service Commission  
600 East Boulevard Avenue, Department 408  
Bismarck, ND 58505-0480

**RE: Public Service Commission – Energy Conversion Facility Siting Criteria Rulemaking  
Case No. PU-19-36**

Dear Mr. Kahl:

Geronimo Energy, LLC (“Geronimo”) provides the following additional comments regarding the siting criteria changes proposed by the North Dakota Public Service Commission (“Commission”) in the above-referenced rulemaking docket. On March 8, 2019, Geronimo submitted comments in support of the Commission’s proposal to remove prime farmland, farmland of statewide importance, and irrigated land from the list of exclusion areas in Section 69-06-08-01(1) of the North Dakota Administrative Code. Since that time, Geronimo has had various discussions with landowners in Cass County, North Dakota, who strongly support landowners’ rights to choose if they host an energy project on their property as similarly represented at the Harmony project site permit hearing. Additionally, several landowners have provided additional letters and comments in support of this rule change. Geronimo is filing the attached documents on their behalf and reiterates its initial comments.

In addition, Geronimo has reviewed the comments submitted by Mr. Jeffery R. Olson and offers a few comments in response. First, to clarify, the wind projects referenced by Mr. Olson are currently in development. Geronimo has not undertaken any tree clearing and all development related activities have been conducted with the appropriate permit and landowner consent. Second, once additional development activities and the necessary environmental analyses have been completed, Geronimo plans to file siting applications with the Commission seeking the appropriate permits for the projects. Third, Geronimo has sent project communications to Mr. Olson and has spoken to him directly; however, he has requested we do not contact him again. Geronimo is willing to coordinate with Mr. Olson and will address project specific topics and concerns through ongoing development activities and project specific permitting processes, including permitting with the Commission at the appropriate time. While Geronimo understands that these comments may not necessarily be relevant to the rulemaking proceeding at hand, we felt it important to provide these clarifications.

**7650 EDINBOROUGH WAY, STE 725, EDINA, MN 55435 | P 952.988.9000 | F 952.988.9001**  
**[www.geronimoenergy.com](http://www.geronimoenergy.com)**

15 PU-19-36 Filed 03/22/2019 Pages: 7  
Additional comments regarding proposed Rule  
Geronimo Energy Holdings, LLC  
Elizabeth Engelking, Vice President

Mr. Steve Kahl  
Page 2  
March 22, 2019

If you have any questions, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Elizabeth Engelking". The signature is written in a cursive style with a light gray background behind it.

Elizabeth Engelking,  
Vice President

Enclosures

Public Service Commission  
Energy Conversion Facility Siting Criteria Rulemaking  
Case No. PU-19-36

I am a landowner in Cass County, North Dakota. I strongly support landowners rights in North Dakota and support the North Dakota Public Service Commission's proposal to remove prime farmland, farmland of statewide importance, and irrigated land from the list of exclusion areas in Section 69-06-08-01(1) of the North Dakota Administrative Code.

Signature: Marvin Thorson

Printed Name: Marvin Thorson

Address: 13751 16<sup>th</sup> St SE

Page ND 58064

3/22/2019


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Signature: Kathryn Waxler  
Printed Name: Kathryn Waxler  
Address: 9327 Jergen Ave S  
Cottage Grove MN 55016

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Signature:   
Printed Name: Russell Ruffson  
Address: 2953 163rd Ave SE  
Harwood ND 58042

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Signature:

Michael D. Johnson

Printed Name:

MICHAEL D. JOHNSON

Address:

432 WILKIN AVE.

BRACKENRIDGE, ND 56520

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Signature: Duane Dows

Printed Name: Duane Dows

Address: 14090 16<sup>th</sup> St. SE.

Page, N.D. 58064

3-22-19