

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

Ashtabula Wind III, LLC / Otter Tail Power Company  
Transfer – Certificate #17  
Siting Application

Case No. PU-22-195

AFFIDAVIT OF SERVICE BY CERTIFIED MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

Geralyn R. Schmaltz deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **18th day of August 2022** 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:

- Order

And Original Of:

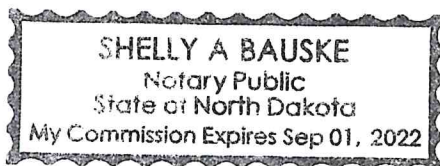
- First Reissued Certificate of Site Compatibility Number 17

The envelope was addressed as follows:

Casey Furey  
Attorneys for Ashtabula Wind III, LLC  
Crowley Fleck PLLP  
PO Box 2798  
Bismarck, ND 58502-2798  
Cert. No. 7020 1290 0001 6150 6305

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

Subscribed and sworn to before me  
this **18th day of August 2022**.



SEAL

*Shelly A Bauske*  
\_\_\_\_\_  
Notary Public

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

**Ashtabula Wind III, LLC/Otter Tail Power Company  
Transfer – Certificate #17  
Siting Application**

**Case No. PU-22-195**

**ORDER**

**August 17, 2022**

Preliminary Statement

On August 4, 2010, in Case No. PU-10-147, the Commission adopted Findings of Fact, Conclusions of Law and Order issuing Certificate of Site Compatibility Number 17, to Ashtabula Wind III (Ashtabula III) designating a site for its Ashtabula III Wind Energy Center in Barnes County, North Dakota.

On May 16, 2022, Ashtabula III and Otter Tail Power Company (OTP) filed a joint application to transfer Certificate No. 17 from Ashtabula III to OTP.

On June 8, 2022, the Commission issued a Notice of Opportunity for Hearing, which provided until July 22, 2022, for receiving written comments or hearing requests. No comments or hearing requests were received. The Notice identified that the issues to be considered in this matter are:

1. Whether OTP agrees and is able to comply with the terms and conditions of Certificate of Site Compatibility Number 17, and
2. Whether the requested transfer is compatible with the public interest.

Discussion

Otter Tail Power Company is foreign corporation authorized to do business in North Dakota with a principal address of 215 South Cascade Street, Fergus Falls, MN 56537.

Otter Tail Power Company agrees to assume the rights and obligations of Certificate of Site Compatibility Number 17 and agrees to comply with the terms and conditions set forth in Certificate of Site Compatibility Number 17 and all applicable Commission orders pertaining to Certificate of Site Compatibility Number 17.

Having considered this matter, the Commission finds Otter Tail Power Company agrees and is able to comply with the terms and conditions of Site Certificate Number 17 and that the requested transfer is compatible with the public interest.

Therefore, the Commission issues its:

**Order**

The Commission orders:

1. The joint application of Ashtabula Wind III, LLC and Otter Tail Power Company for transfer of Certificate of Site Compatibility Number 17 is APPROVED.
2. First Reissued Certificate of Site Compatibility Number 17 is issued to Otter Tail Power Company.

**PUBLIC SERVICE COMMISSION**

  
Randy Christmann  
Commissioner

  
Julie Fedorchak  
Chair

  
Sheri Haugen-Hoffart  
Commissioner

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

**First Reissued**  
**Certificate of Site Compatibility Number 17**

*This is to certify that the Commission has designated an energy conversion facility site for Otter Tail Power Company's Ashtabula III Wind Energy Center consisting of up to 43 1.6MW wind turbines and associated facilities in Barnes 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 Findings of Fact, Conclusions of Law and Order of the Commission in Case No. PU-22-195 dated August 17, 2022, and is subject to the conditions and limitations noted in that order.*

*Bismarck, North Dakota, August 17, 2022.*

**ATTEST:**

**PUBLIC SERVICE COMMISSION**

  
\_\_\_\_\_  
**Executive Secretary**

  
\_\_\_\_\_  
**Commissioner**