

### RECEIVED

APR 17 2008

SOUTH DAKOTA PUBLIC
Jim Wilcox, Managariti TIES COMMISSION
Government & Regulatory Affairs
500 West Russell Street
P.O. Box 988
Sioux Falls, SD 57101-0988
Telephone (605) 339-8350 fax 612/573-9083
internet - james.c.wilcox@xcelenergy.com

April 14, 2008

Red Rock Township Administrator 25913 485<sup>th</sup> Avenue Valley Springs, SD 57068

Dear Sir:

As you may know, Xcel Energy is constructing a 345KV power line adjacent to Interstate 90 east of Sioux Falls.

SDCL 49-41B-38 requires that Xcel Energy provide an indemnity bond to insure that any damage beyond normal wear to public roads, highways or bridges would be adequately compensated.

Enclosed please find such a bond in favor of Red Rock Township.

If anyone has any questions, please call me at 339-8350

Sincerely,

Jim Wilcox

c. SD Public Utilities Commission Reference Docket EL05-023

Willer

# LICENSE OR PERMIT BOND

#### Bond 190-017-575

#### LICENSE OR PERMIT BOND

as Principal, and the Liberty	Mutual Insur	ance Company	, a	Massachusetts	corporation,
as Surety, are held and firmly	y bound unto	Red Rock Township	, 25913 485th Aven	ue, Valley Springs, SD 570	68
in the sum of Fifty Thouga	nd and 00/4/	20	· <u> </u>		, as Obligee,
in the sum of Fifty Thousa				Dollars (\$ 50,000.0	(. 00
	y to be paid, v			sistrators, successors and assign	
Signed and sealed this	2nd	_ day of	April	,	
license or permit to do busin by the Obligee.  NOW, Therefore, if the Printhen this obligation to be voted that the printhen t	ess as Right Miles o and Ado cipal well and d; otherwise  This  Ty  rein provided d by the Sure	t of Way/Construct of the Split Roc if Facilities to if truly comply with app to remain in full force a  ty by the sending of not	ction Permit - k to Lakefield the Split Rock licable local ordinance and effect. , or until the date	es, and conduct business in co of expiration of any Continua obligee, stating when, not less	3 - To Build 9.0 nsmission Line onformity therewith,
		SEAL 2000	By Ş	n States Power Company of	Principal
		WANNESO	Liberty !	Mutual Insurance Company	- Jamak

## **ACKNOWLEDGMENT BY SURETY** STATE OF Missouri City of St. Louis day of April 2008 2nd On this , before me personally , known to me to be the Attorney-in-Fact of appeared Cynthia L. Hanak Liberty Mutual Insurance Company , the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in the aforesaid County, the day and year in this certificate first above written. My Commission Expires: <u>June 20, 2010</u> Notary Public in the State of Missouri (Seal) City of St. Louis JOANN R. FRANK NOTARY PUBLIC - NOTARY SEAL

MY COMMISSION EXPIRES 06-20-10 COMMISSION #06395672 Not valid for mortgage, note, loan, letter of credit, bank deposit,

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

#### LIBERTY MUTUAL INSURANCE COMPANY BOSTON, MASSACHUSETTS POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint PAMELA A. BEELMAN, CYNTHIA L. HANAK, HEIDI A. NOTHEISEN, DEBRA C. SCHNEIDER, KAREN L. ROIDER, JOANN R. FRANK, ALL OF THE CITY OF ST. LOUIS, STATE OF MISSOURI
, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIFTY MILLION AND 00/100**************************  DOLLARS (\$ 50,000,000.00*****  DOLLARS (\$ 50,000,000.00*****  execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the
Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.
That this power is made and executed pursuant to and by authority of the following By-law and Authorization:
ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.  Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.  By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:
By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:
Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.  That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.
That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.
IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 3rd day of May 2007
LIBERTY MUTUAL INSURANCE COMPANY
COMMONWEALTH OF PENNSYLVANIA ss COUNTY OF MONTGOMERY  Garnet W. Elliott, Assistant Secretary  Garnet W. Elliott, Assistant Secretary
On this <u>3rd</u> day of <u>May</u> , <u>2007</u> , before me, a Notary Public, personally came <u>Garnet W. Elliott</u> , to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.
On this 3rd day of May , 2007, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.  IN TESTIMONY WHEARCH That he executed the above moved of the property of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.  IN TESTIMONY WHEARCH That he executed the above moved of the property of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.  IN TESTIMONY WHEARCH That he executed the above moved of the property of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.  IN TESTIMONY WHEARCH That he executed the above moved of the property of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.  IN TESTIMONY WHEARCH That he executed the above moved of the property of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above moved of the property of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above moved of the property of
OF  Notariel Seal  Terrisis Pestale, Victory Public  Physical Two, Montgomeny County Ny Connection Expires Mar. 28, 2009  CERTIFICATE  Notary Public  Rember, Penergiventa Association of Notarise  Section 1. Se
I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.
This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.
VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.
IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 2nd day of April
( By dland / lang

David M. Carey, Assistant Secretary