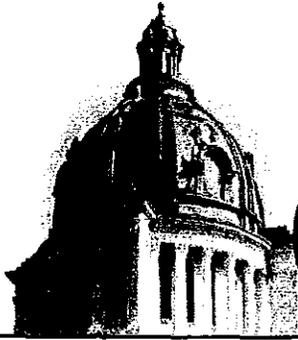


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JUL 08 2008

SOUTH DAKOTA PUBLIC UTILITIES COMMISSION



Capital Journal

AFFIDAVIT OF PUBLICATION

State of South Dakota, County of Hughes

Virginia Spears of said county, being, first duly sworn, on oath, says: That he/she is the publisher or an employee of the publisher of the Capital Journal, a daily newspaper published in the City of Pierre in said County of Hughes and State of South Dakota; that he/she has full and personal knowledge of the facts herein stated, that said newspaper is a legal newspaper as defined in SDCL 17-2-2.1 through 17-2-2.4 inclusive, that said newspaper has been published within the said County of Hughes and State of South Dakota, for at least one year next prior to the first publication of the attached public notice, and that the legal/display advertisement headed Public Utilities Commission Notice of Public Hearing to Adopt Rules a printed copy of which, taken from the paper in which the same was published, and which is here-to attached and made a part of this affidavit, was published in said newspaper for one successive week(s) to wit:

| | | |
|----------------|-------------|-----------|
| <u>June 20</u> | <u>2008</u> | <u>20</u> |
| | <u>20</u> | <u>20</u> |

That the full amount of the fee charged for the publication of the attached public notice inures to the sole benefit of the publisher or publishers; that no agreement or understanding for the division thereof has been made with any other person, and that no part thereof has been agreed to be paid to any person whomsoever; that the fees charged for the publication thereof are: \$ 340.86.

Signed: Virginia Spears

subscribed and sworn to before me this 3 day of July 2008

May A Baker

Notary Public in and for the County of Hughes, South Dakota.
My Commission expires 2-19, 2009.

Public Notices

633, Pierre, SD and Al W... 19060 203rd Street, Pierre, SD, are proposing to revise Lot 11 of Minor Second Addition in SE 1/4 of Section 33-113-79 from Agriculture District 8 to Agriculture District 82. The property is located in Menor Second Addition, approximately 4.5 miles north of Pierre along Gray Goose Road and 1/2 mile east along Holly Road.

Public Notices

Mayor and Mayor Emsch present for roll call. Bob Veltis and Steve Harding presided over the meeting. The Pledge of Allegiance was recited followed by an invocation. The agenda was approved as amended.

Public Notices

6000 Wheelhouse, May... Emsch applied for the hearing. The application proposes moving a house currently located at 1007 E Stone Ave to 2107 E Park St. Being on one parcel to offer contract, Mayor Emsch closed the hearing.

Public Notices

Commissioner Weiss moved and Commissioner Glodi seconded to grant a Right-of-Way permit to GBA inc to place trailers on Elizabeth St near the construction site of the SD Housing Development Authority new office building located at 3002 E Elizabeth Street. Unanimous approval.

SUNDAY BUFFETS McCLELLAND'S Restaurant Includes 2 different eggs, fruit bar, bacon, biscuits a gravy, sausage links, french toast, etc. \$5.99 9-11am Includes fried chicken, Swiss steak, roasting main course, mashed potatoes, gravy, American fries, 2 vegetables, biscuits, soup, fruit bar, dessert bar. \$8.95 11am-2pm

2008 election scheduled with Laurie Gill elected to a three year term as Mayor with a vote tally of 2,739 and Terry Hippke 1,860 and Steve Harding elected to a three year term as Commissioner with a vote tally of 1,045, Janis Huisman 1,140, and Anselm "Hal" Rumpca 1,049. Unanimous approval.

Garage Sale Ads Place your ad in the Reminder & Capital Journal and literally invite 43,000 to your next garage sale! Address, date, time & garage sale kit with signs, inventory sheets & bulletin cards FREE. \$16.25 for up to 30 words, 55¢ per word over 30.

Sales & Service We Consign NOW OPEN!! Come Check Out the Showroom and See... MOTORCYCLES 2006 HD Fatboy, 2003 HD XL883R, 2001 HD XL883C, 2000 HD Low Rider, 2000 Titan Phoenix, 1999 HD XR100, 1998 HD Fatboy, 1996 HD XL883, 1991 HD FLHTCU, 1989 HD Springer Softail, 1982 HD FXDWG

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PUBLIC UTILITIES COMMISSION NOTICE OF PUBLIC HEARING TO ADOPT RULES A public hearing will be held in Room 464, 4th Floor, State Capitol, Pierre, South Dakota, on July 14, 2008, at 10:00 a.m., to consider the adoption and amendment of proposed rules number:

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20-10-11.03, 20-10-11.04, 20-10-11.04.01, 20-10-11.06, 20-10-11.07, 20-10-11.08, 20-10-11.09, 20-10-11.09.01, 20-10-11.11, 20-10-11.12, 20-10-11.13, 20-10-11.18, 20-10-12.05, 20-10-12.08, 20-10-12.09, 20-10-12.10, 20-10-12.11, 20-10-12.12, 20-10-12.13, 20-10-12.14, 20-10-12.16, 20-10-12.17, 20-10-31.04 and 20-10-31.05

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20-10-11.12, the effect of the changes is to require information on a scale ticket as to the disposition of the grain. Another change removes the requirement that scale tickets be converted to a uniform warehouse receipt, cash, check, or other grain purchase contract within 30 days. The reason for these changes is to be consistent with recent statutory changes and to clarify how grain is classified.

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20-10-11.18 is a new rule that allows a warehouse operator to request a waiver of a rule. The reason for this proposed rule is to allow the Commission the ability to grant a waiver if it finds the waiver would not be detrimental to depositors and would be in the public interest.