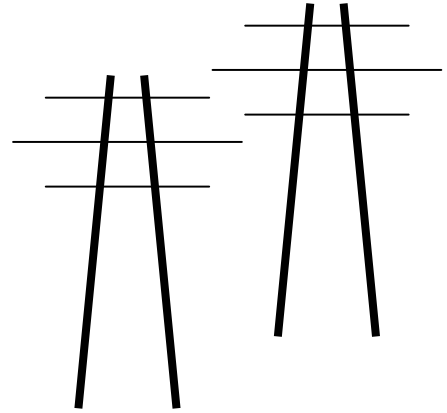


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DATA PRACTICES ACT REQUEST

September 11, 2019

Don Klosterbuer, Rock County County Atty.
120 N McKenzie Street
Luverne, MN 56156

via email only: drklosterbuer@khlawmn.com

Eric Hartman, Zoning Administrator
Rock County Land Management Office
311 West Gabrielson Road, Suite 5
Luverne, MN 55156

via email only: eric.hartman@co.rock.mn.us

Kyle Oldre, Rock County Administrator
Rock County Courthouse
PO Box 509
Luverne, MN 56156

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Don Klosterbuer, Rock County County Atty.
120 N McKenzie Street
Luverne, MN 56156

via email only: drklosterbuer@khlawmn.com

RE: **SECOND DATA PRACTICES ACT REQUEST**

In the Matter of the Juhl Energy Development in partnership with Agri-Energy/GEVO, Section 19, Luverne Township

Dear and Mr. Klosterbuer , Mr. Hartman, and Mr. Oldre:

I am sending this second Data Practices Act Request on behalf of the Jarchows.

After the admissions and disclosures at yesterday's meeting, and documents observed in possession of City representatives, at this time, we request the following information and documents – service via email is preferred. There may be some overlap with our previous requests:

- A copy of the bound document, roughly ¾' thick, regarding the above-entitled project visible in the possession of Eric Hartman and Dan Klosterbuer (This document was not included in the Board's meeting packet for either the 9/3 or 9/10/2019 meetings.).
- A copy of draft and final minutes of the 9/10/2019 meeting.
- A copy of the recording or video of the 9/10/2019 meeting.

The following documents upon provision to the County:

1. *Evidence of a power purchase agreement and related documents with GEVO/Agri Energy, Missouri River Energy Services, the City of Luverne Municipal Utility, and Juhl Energy Development;*
2. *Evidence of Decommissioning Security including the description, type of security, entity holding the funds, and the manner in which the funds can be accessed;*
3. *Evidence of setback waiver agreements or presentation of Setback Waiver Agreements for each adjacent property owner within the Rock County Renewable Energy Ordinance property boundary setback of 3 Rotor Diameters in the East/West configuration and 5 Rotor Diameters in the North/South configuration from the location of the turbine;*
4. *Evidence of Land and Wind Energy System site control (leases and easements), Rights of Entry for the turbine locations and the associated construction requirements;*
5. *Evidence of Underground utility easements;*
6. *An "operating agreement with Rock County for the terms and conditions and use of the County Roads, plus provisions if there should be damage for the restoration, repair or payment, and the permit the placement of underground utilities beneath the roads;*
7. *Identify a key contact for both Wind Energy Conversion Systems;*
8. *Evidence of all applicable federal, state, and local permits (FAA, MN PUC, MPCA, MnDOT, Rock County)."*

If documents responsive to these requests are not yet in the possession of the County, please individually so state. This is a continuing request – please forward documents as they become available. Service by email is preferred.

FYI, yesterday there was a rig on site that may have been for boring samples. Technically that is not "construction." We'll be monitoring for construction activities prior to fulfillment of the "conditions" above.

Very truly yours,



Carol A. Overland
Attorney at Law