

STATE OF SOUTH DAKOTA)
: SS.
COUNTY OF CODINGTON)

IN CIRCUIT COURT
THIRD JUDICIAL CIRCUIT

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TIMOTHY LINDGREN and
LINDA LINDGREN,

Plaintiffs,

-vs-

CODINGTON COUNTY, a political
subdivision of the State of
South Dakota, CODINGTON COUNTY*
BOARD OF ADJUSTMENT, an agency*
of Codington County, having
issued a certain Conditional
Use Permit, #CU018-007,
CROWNED RIDGE WIND, LLC,
CROWNED RIDGE WIND II, LLC,
BOULEVARD ASSOCIATES, LLC,
all other Persons having
present of future interests
in #CU018-007, and SOUTH
DAKOTA PUBLIC UTILITIES
COMMISSION, having issued a
certain Facility Sitting
Permit, Docket EL19-003, and
all other Persons having
present or future interest in
a certain Energy Facility
Permit issued by the South
Dakota Public Utilities
Commission in Docket EL19-003,*

Defendants.

* * * * *

STATE OF SOUTH DAKOTA)
: SS.
COUNTY OF BROWN)

File 14CIV19-303

**AFFIDAVIT OF
ZACHARY W. PETERSON**

Zachary W. Peterson, being first duly sworn, on oath,
deposes and states as follows:

1. I am one of the attorneys representing Defendants Codington County and Codington County Board of Adjustment and I make this affidavit upon my personal information and knowledge.

2. Attached as Exhibit A is a true and correct copy of the Codington County Planning Commission/Board of Adjustment Minutes from the July 16, 2018 meeting. This document is a public record on file in the office of the Codington County Planning Commission/Board of Adjustment.

3. Attached as Exhibit B is a true and correct copy of the Honorable Robert Spears' Findings of Fact and Conclusions of Law and Order in the case captioned Paul Johnson, et al., Petitioners, v. Codington County Board of Adjustment, et al., Respondents, 14CIV18-340. This document is a public record filed with the Codington County Clerk of Courts on May 6, 2019. No appeal was taken from Judge Spears' decision.

4. Attached as Exhibit C is a true and correct copy of an is an article printed from the following URL on September 27, 2019:

<https://www.ksfy.com/content/news/Campbell-County-considers-zoning-amid-wind-farm-proposal-490067651.html>


Zachary W. Peterson

Subscribed and sworn to before
me this 30th day of September, 2019.


Notary Public, South Dakota

My Commission Expires: 3/14/2021