

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

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**IN THE MATTER OF THE  
APPLICATION OF LOOKOUT SOLAR  
PARK I, LLC FOR A PERMIT OF A  
SOLAR ENERGY FACILITY IN  
OGLALA LAKOTA COUNTY**

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**AFFIDAVIT RE WAIVER OF  
PERFORMANCE BOND IN LEASE**

**EL18-059**

**December 3, 2019**

**AFFIDAVIT OF LYNN DEE RAPP, FRANK D. RAPP, DEBORAH RAPP  
WAMMEN, AND JULIA TREVILLYAN**

The undersigned declare the following to be true and correct:

1. The undersigned have reviewed the U.S. Bureau of Indian Affairs (“BIA”) regulations regarding leases for solar projects on Indian land (26 CFR § 162) and understand that BIA will waive the requirement for a performance bond in a lease if the landowner requests that the bond be waived and BIA determines that it is in the landowners’ best interest.
2. The undersigned have requested that BIA waive the requirements for the performance bond due to the involvement of the undersigned in the development of the Lookout Solar Project.
3. The undersigned have executed the Solar Energy Ground Lease and Grant of Easements by and between Lynne Dee Rapp, Frank D. Rapp, Julia Rapp Trevillyan, and Deborah Rapp Wammen, and Lookout Solar Park I, LLC, dated December 5, 2018, which does not include a requirement for a performance bond.
4. The undersigned have reviewed the Dismantling Analysis Report for the Solar Park Lookout, dated November 24, 2019, and understand that the costs of decommissioning the Lookout Solar Project could exceed the salvage value of the project at the time that the project is decommissioned.

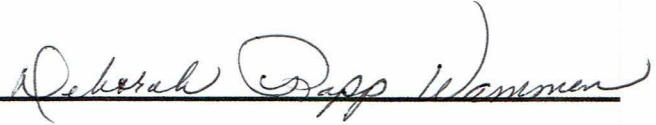
Dated this 3 day of December 2019.



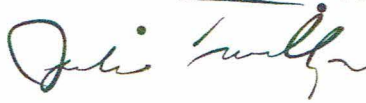
Lynn Dee Rapp



Frank D. Rapp



Deborah Rapp Wammen



Julia Trevillyan