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BEFORE THE STATE OF WASHINGTON  
ENERGY FACILITY SITE EVALUATION COUNCIL

In the Matter of the Application of:  
  
Scout Clean Energy, LLC, for Horse Heaven  
Wind Farm, LLC, Applicant

DOCKET NO. EF-210011  
  
NOTICE OF PARTY  
PARTICIPATION

COMES NOW, Benton County, Washington, a political subdivision of the State of Washington, and files this Notice of Party Participation in the agency adjudication for the Scout Clean Energy, LLC, for Horse Heaven Wind Farm, LLC, application. This notice is pursuant to RCW 80.50.090 and the Order Commencing Agency Adjudication; Setting Deadline for Petitions to Intervene (February 3, 2023); Notice of Telephonic Pre-Hearing Conference (March 10, 2020 at 9:00 A.M.) dated December 15, 2022.

I. **Benton County, Washington, is already a party to the adjudication and does not need to file a petition for intervention.**

Pursuant to WAC 463-30-050 and WAC 463-30-060(2), as the local government for the proposed project, Benton County is deemed to be a party to the adjudicative proceeding.

II. **Benton County gives notice of party participation.**

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3 While Benton County is a party to the adjudicative proceeding in the above matter,  
4 they cannot actively participate in the adjudication without filing a notice of its intent to  
5 participate. Each party is hereby notified that Benton County, Washington, by and through  
6 its attorneys of record, intends to participate in the adjudicative proceedings in the above  
7 case. Each party is further notified that service of all further communications, in paper form,  
8 should be served upon the undersigned attorneys at the following address:  
9

10 807 North 39th Avenue  
11 Yakima, WA 98902

12 Service of all further communications, in electronic form, should also be served upon the  
13 undersigned attorneys at the following email addresses:

14 [kharper@mjbe.com](mailto:kharper@mjbe.com)  
15 [zfoster@mjbe.com](mailto:zfoster@mjbe.com)  
16 [Julie@mjbe.com](mailto:Julie@mjbe.com)

17 DATED this 31st day of January, 2023.

18 MENKE JACKSON BEYER, LLP

19 

20 KENNETH W. HARPER, WSBA #25578  
21 AZIZA L. FOSTER, WSBA #58434  
22 807 North 39<sup>th</sup> Avenue  
23 Yakima, WA 98902  
24 (509) 575-0313  
25 [kharper@mjbe.com](mailto:kharper@mjbe.com)  
26 [zfoster@mjbe.com](mailto:zfoster@mjbe.com)  
27 *Attorneys for Benton County*

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**CERTIFICATE OF SERVICE**

I certify under penalty of perjury under the laws of the State of Washington that I served, in the manner indicated below, a true and correct copy of the foregoing document as follows:

Tim McMahan Stoel Rives LLP 760 SW Ninth Avenue, Suite 3000 Portland, OR 97205 <i>Counsel for Scout Clean Energy, LLC</i>	<input checked="" type="checkbox"/> By United States Mail <input checked="" type="checkbox"/> By Email: <a href="mailto:tim.mcmahan@stoel.com">tim.mcmahan@stoel.com</a>
Sarah Reyneveld Office of the Attorney General 800 Fifth Avenue, Suite 2000 Seattle, WA 98104-3188 <i>Counsel for the Environment</i>	<input checked="" type="checkbox"/> By United States Mail <input checked="" type="checkbox"/> By Email: <a href="mailto:Sarah.Reyneveld@atg.wa.gov">Sarah.Reyneveld@atg.wa.gov</a>
Ryan Brown, Chief Deputy Prosecuting Attorney Benton County Prosecuting Attorney 7211 West Okanogan Place, Building A Kennewick, WA 99336 <i>Counsel for Benton County</i>	<input checked="" type="checkbox"/> By United States Mail <input checked="" type="checkbox"/> By Email: <a href="mailto:Ryan.Brown@co.benton.wa.us">Ryan.Brown@co.benton.wa.us</a>
Washington State Department of Agriculture Natural Resources Building, 2nd Floor P.O. Box 42560 1111 Washington St. SE Olympia, WA 98504-2560	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:
Washington State Department of Commerce 1011 Plum Street SE P.O. Box 42525 Olympia, WA 98504-2525	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:
Washington State Department of Ecology P.O. Box 47600 Olympia, WA 98504-7600	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:

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Washington State Department of Fish and Wildlife Natural Resources Building 1111 Washington St. SE Olympia, WA 98501	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:
Washington State Department of Natural Resources Natural Resources Building MS 47000, Olympia, WA 98504 1111 Washington St. SE Olympia, WA 98504	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:
Washington State Utilities and Transportation Commission 621 Woodland Square Loop SE Lacey, WA 98503	<input checked="" type="checkbox"/> By United States Mail <input type="checkbox"/> By Email:

DATED THIS 31<sup>ST</sup> day of January, 2023, at Yakima, Washington.

  
\_\_\_\_\_  
JULIE KIHN