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FILED Court Administrator

STATE OF MINNESOTA

JUN 2 3 2011

By _____ Deputy

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Court File No. 62-cv-11-5203

Judge: Kathleen Gearin

In Re: Temporary Funding of Core Functions of the Executive Branch of the State of Minnesota

AFFIDAVIT OF PEGGY ADELMANN

STATE OF MINNESOTA)
)ss.
COUNTY OF DAKOTA)

Peggy Adelmann, being first duly sworn upon oath, states as follows:

- 1. That I am the Chief Financial Officer of the Minnesota Zoological Garden.
- 2. I have read the Petition to which this Affidavit is attached and verify the accuracy of its content.
- 3. The Zoo has an annual budget of approximately \$21 million. Of that budget, approximately 71% is derived from gate receipts, concessions, and contributions. Approximately 29% of the budget is derived from the General Fund.
- 4. The Zoo will generate approximately \$1.5 million in monthly receipts in July and approximately \$1.6 million in monthly receipts in August. During these two months the Zoo has a positive cash flow because of the interest of our guests in attending and viewing the exhibits. In addition, the Zoo has approximately \$1.3 million in carryforward funds from FY 2011 available for use in FY 2012.
- 5. In addition, the Zoo has received substantial advance revenue for the operation of the Zoo Camp, as well as All-Zoo corporate and other rental events that are conducted at the Zoo during the months of July, August and September.

6. If the Zoo is closed to the public on July 1, 2011, if the concerts are not permitted to occur nor people are allowed to see the exhibits, if the School for Environmental Studies is not operational, if the IMAX Theater is not operational, the Zoo will suffer substantial and irreparable harm. It will not be able to maintain or meet the needs of its budget because of the loss of gate receipts. It will have to refund substantial monies and penalties to the promoter of the concerts; it will have to refund fees to camp registrants; it may have to refund contributions it has received because it is not an operational Zoo; it will be exposed to substantial claims for penalties and damages for breach of a variety of contracts.

7. The Zoo is authorized to expend its gate receipts pursuant to Minn. Stat. 85A.04.

Further your affiant sayeth not.

Peggy Adelmann

Subscribed and sworn to before me

this **22**day of June, 2011.

Notary Public

