



June 13, 2016

Jerry Lein
Public Utility Analyst
Public Service Commission – State of North Dakota
600 East Boulevard, Dept 408
Bismarck, ND 58505-0480

**Re: Post Construction Inspection Follow-up, Case No. PU-06-443 Tatanka Wind
Power 230 kV Transmission Line**
File R0008557.00

Dear Mr. Lein:

Westwood Professional Services, Inc. (Westwood) was retained by Acciona Wind Energy USA LLC to assist in providing further information to the North Dakota Public Service Commission (PSC) in regards to the Project. On October 26, 2015, additional information was requested by the PSC on two issues following the post construction inspection.

1. As built structures #52, 60, 87 and part of the interconnection substation were constructed in NWI wetlands. Tatanka should provide the Commission evidence of approval of the change in these structures to NWI wetlands. (Order Point 5)

The PU-06-443 Post Construction Report appears to confuse USFWS wetland easement lands and NWI wetlands on page 7 of the report. Although as built structures #52, 60, and 87 as well as a portion of the interconnection substation are within wetlands inventoried on the National Wetland Inventory (NWI), these wetlands are not under the jurisdiction of the US Fish and Wildlife Service (USFWS). The USFWS maintains the NWI to assist in mapping and monitoring wetlands, but not all mapped wetlands are under the jurisdiction of the USFWS or other federal agency. Only those wetlands on USFWS wetland easement land are under USFWS jurisdiction within the Tatanka project area. The referenced transmission structures are not located on lands under a USFWS wetland easement and therefore are not under the jurisdiction of the USFWS. No additional work is needed or required to complete Order #5 on this issue.

2. The post construction field inspection identified several transmission structures that had one pole installed within the 33-foot township ROW. Tatanka should provide the Commissions written documentation that these structures could be constructed in the township ROW (Structures 22, 25, 37, 38, 53, 59 in Dickey County and structure 60 in McIntosh County). (Order Point 5)

77 **PU-06-443** Filed: 6/23/2016 Pages: 3
Post construction inspection follow-up

Westwood Professional Services, Inc.
Ryan Grohnke

Multi-Disciplined Surveying & Engineering
westwoodps.com

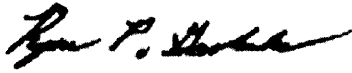
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Page 2

The post construction field inspection is in error. All structures are outside of the ROW. Please see the attached exhibit that illustrates the location of the structures in relation to the ROW. The information on the exhibit is from a survey issued on June 9, 2008 and prepared by Westwood. No additional work is needed or required to complete Order #5 on this issue.

Please contact me if you have any questions.

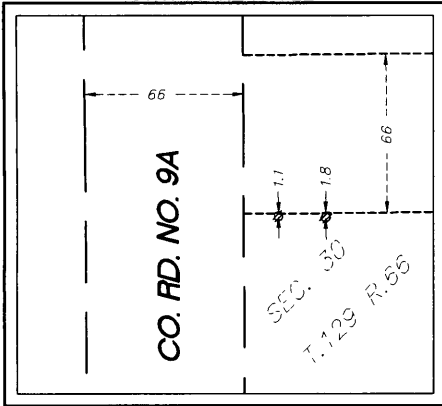
Sincerely,

WESTWOOD PROFESSIONAL SERVICES

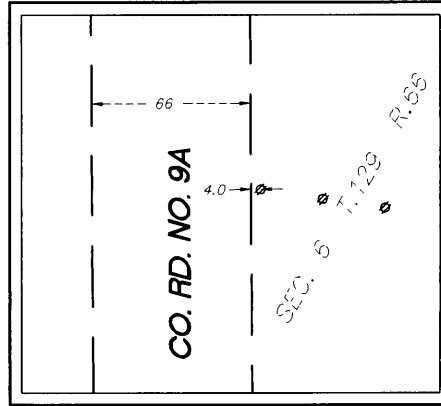
A handwritten signature in black ink, appearing to read "Ryan P. Grohnke". The signature is written in a cursive style with a long horizontal stroke at the end.

Ryan P. Grohnke
Cultural Resources Field Director/Project Manager

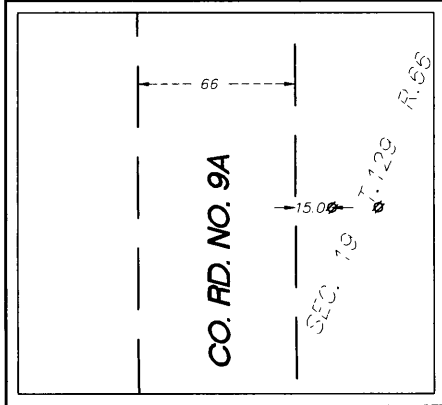
STRUCTURE NO. 22



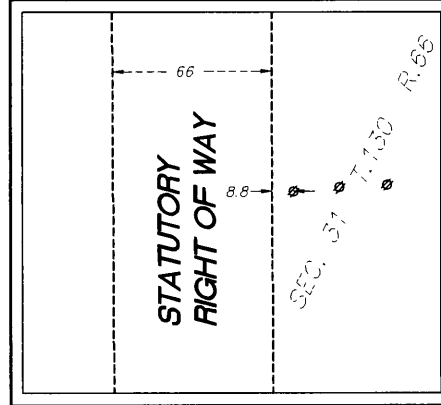
STRUCTURE NO. 53



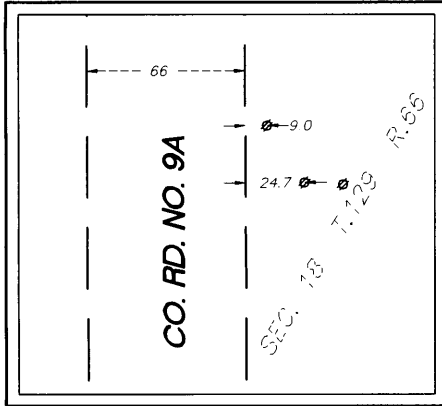
STRUCTURE NO. 25



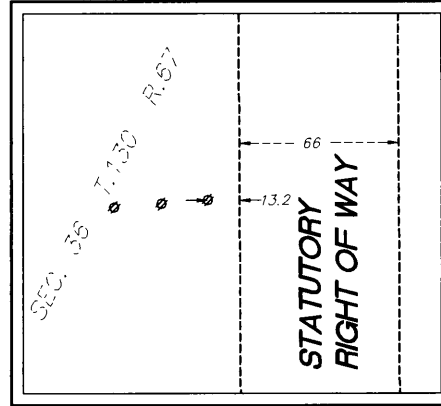
STRUCTURE NO. 59



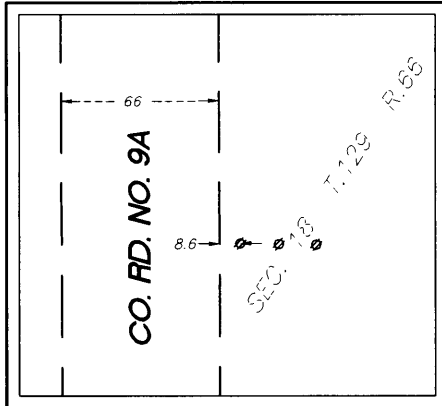
STRUCTURE NO. 37



STRUCTURE NO. 60



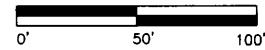
STRUCTURE NO. 38



NOTE: POLE STRUCTURES AND RIGHT OF WAY INFORMATION WAS OBTAINED FROM A SURVEY ISSUED 6/9/2008, PREPARED BY WESTWOOD PROFESSIONAL SERVICES. DISTANCES FROM POLE STRUCTURES ARE SHOWN FROM THE CENTER OF THE POLE, SIZE OF THE POLE IS UNKNOWN.



- STATUTORY RIGHT OF WAY LINES
- - - ROAD RIGHT OF WAY LINES
- ⊙ TRANSMISSION POLE STRUCTURE



Sheet: 1 OF 1
Date: 6/8/2016

Westwood

Phone (952) 937-5150 7699 Anagram Drive
 Fax (952) 937-5822 Eden Prairie, MN 55344
 Toll Free (888) 937-5150 westwoodps.com
 Westwood Professional Services, Inc.

Client _____
 Created BY _____
 Drawn BY _____
 Revised Drawing by/Date _____

**Tatanka
 Wind Project**

McIntosh & Dickey Co., ND

**Transmission
 Structure
 Exhibit**